Washington, Saturday, November 14, 1953

### TITLE 3—THE PRESIDENT PROCLAMATION 3036

THANKSGIVING DAY, 1953

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

As a Nation much blessed, we feel impelled at harvest time to follow the tradition handed down by our Pilgrum fathers of pausing from our labors for one day to render thanks to Almighty God for His bounties. Now that the year is drawing to a close, once again it is fitting that we incline our thoughts to His mercies and offer to Him our special prayers of gratitude.

For the courage and vision of our forebears who settled a wilderness and founded a Nation; for the "blessings of liberty" which the framers of our Constitution sought to secure for themselves and for their posterity, and which are so abundantly realized in our land today for the unity of spirit which has made our country strong; and for the continuing faith under His guidance that has kept us a religious people with freedom of worship for all, we should kneel in humble thanksgiving.

Especially are we grateful this year for the truce in battle-weary Korea, which gives to anxious men and women throughout the world the hope that there may be an enduring peace:

NOW THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, in consonance with the joint resolution of Congress approved December 26, 1941, do hereby call upon our people to observe Thursday, the twenty-sixth day of November, 1953, as a day of national thanksgiving. On that day let all of us, in accordance with our hallowed custom, forgather in our respective places of worship and bow before God in contrition for our sins, in suppliance for wisdom in our striving for a better world, and in gratitude for the manifold blessings He has bestowed upon us and upon our fellow men.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed. DONE at the City of Washington this Seventh day of November in the year of our Lord nineteen hundred and [SEAL] fifty-three, and of the Independence of the United States of America the one hundred and seventy-eighth.

DWIGHT D. EISENHOWER

By the President:

WALTER B. SLUTH,
Acting Secretary of State.

[F. R. Doc. 53-9693; Filed, Nov. 13, 1953; 10:41 a. m.]

### TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

DEPARTMENT OF THE ARMY

Effective upon publication in the Federal Register, § 6.107 (a) (3) is revoked and subparagraph (4) is added to § 6.305 (a) as set out below.

§ 6.305 Department of the Army—(a) Office of the Secretary.

(4) One Special Assistant to the Secretary.

(R. S. 1753, sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633. E. O. 10440, March 31, 1953, 18 F. R. 1823)

United States Civil Service Collission,

[SEAL]

WIL C. HULL, Executive Assistant.

[F. R. Doc. 53-9637; Filed, Nov. 13, 1953; 8:54 a. m.]

### TITLE 6-AGRICULTURAL CREDIT

Chapter IV—Production and Marketing Administration and Commodity Credit Corporation, Department of Agriculture

PART 664-TOBACCO

SUBPART-1953 TOBACCO LOAN PROGRAM

Set forth below are schedules of advance rates, by grades, for the 1953 crop
(Continued on p. 7221)

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of types 21, 22, 23, 31, 35, 36, and 37 tobacco under the tobacco loan program formulated by Commodity Credit Corporation and Production and Marketing Administration, published May 14, 1953 (18 F. R. 2779).

664.524	1953 crop; Virginia fire-cured to-
	bacco, Type 21
664.525	1953 crop; Tenneccee and Kentucky
	fire-cured tobacco, Type 22
664.526	1953 crop; Kentucky and Tennecsee
	fire-cured tobacco, Type 23
664.527	1953 crop; Burley tobacco, Type 31
664.528	1953 crop; bark air-cured tobacco,
	Types 35 and 36
664.529	1953 crop; Virginia sun-cured to-
	bacco, Type 37

AUTHORITY: \$\$ 664.524 to C64.529 issued under sec. 4, 62 Stat. 1070, as amended; 15 U. S. C. Sup., 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 101, 401, 63 Stat. 1051, as amended, 1054, sec. 2, 59 Stat. 506; 15 U. S. C. Sup., 714c, 7 U. S. C. Sup., 1441, 1421, 1312 pete. 1312 note.

§ 664.524 1953 crop; Virginia fire-cured tobacco, Type 21, advance schedule.1

[Dollars per hundred pounds, farm rales weight]

	_				
Grade	Length 40	Length 45	Length 44	Grado	
A1F	51.12 46.12 46.12 46.12 46.12 46.12 46.12 34.12	\$2.12 \$2.12 \$2.12 \$2.12 \$2.12 \$2.12 \$2.12 \$2.12 \$2.12 \$2.12 \$3.12	44.12.13.44.13.14.14.13.14.14.14.14.14.14.14.14.14.14.14.14.14.	T3F T4P T4P T5D T5D T5D T5D T5M T5M T5M T5M T5M T5M T5M T5M T5C	######################################

Footnote 1 on p. 7223.

[Dellars per hundred pounds, form sales weight]

Grade	Length 49	Length 45	Length 44	Grade	
C1P C2P C3P C4P C3P C3D C3D C4D C4D C3M C3M C3M C3M C3G C3G C3G	CO. 12 43.12 42.12 33.12 37.12 37.12 37.12 37.12 37.12 37.12 37.12 37.12 37.12 37.12	51.12 49.12 43.12 23.12 23.12 23.12 23.12 25.12 25.12 25.12 25.12 25.12	70.12 45.12 42.12 33.12 35.12 35.12 35.12 35.12 35.12 35.12 35.12 35.12 35.12 35.12 35.12 35.12 35.12	X3M X4M X5M X2G X4G X6G X6G NIL NIR NIR	29, 12 27, 12 23, 12 29, 12 27, 12 21, 12 16, 12 16, 12 16, 12

§ 664.525 1953 crop; Tennessee and Kentucky fire-cured tobacco, Type 22, advance schedule.1

[Dellars per hundred pounds, farm cales weight]

Grada	Lengths 43 and 45	Longth 44	Grade	
A1F A2F A3F A3F A1D A3D A7D B1F B2F B2F B3F B3F B4F B3FV B1D B3M B4D B3M B4D B4D B3D B4D B3D B4D B3D B4D B3D B4D B3D B4D B3D B4D B4D B4D B4D B4D B4D B5FV B1D B1D B2D B3D B4D B4D B4D B4D B4D B4D B4D B4D B4D B4	934956444884488844884448844488888844448888888		T3F T4F T4F T3D T4D T5D T3M T4M T5M T5M T5M T5M T5G X1L X2L X3L X3L X3L X3L X3L X3L X3L X3L X3L X3	RANDARENACHPERENACHARENACHARENACHARENHI

§ 664.526 1953 crop; Kentucky and Tennessee fire-cured tobacco, Type 23, advance schedule.1

[Dellars per hundred pounds, farm cales weight]

[Detail bet amuse hearts and and are					
Gmde	Length 45	Length 45	Length	Grade	
A1F	524884484884888888888888888888888888888	524224248844884488	47 42 47 42 43 43 43 43 43 53 53 83 84 44 44 44 44 44 44 44 44 44 44 44 44	T3F	

[Dollars per hundred pounds, farm sales weight]

Grade	Length 46	Length 45	Length 44	Grade	
B5D B3M B4M B4M B6M B6M B3G B4G C1L C2L C3L C3L C5L C5L C5F C5F C4F C3F C3F C4F C3F C3F C4F C3F C3F C4F C3F C4F C5F C3G C4F C5D C3D C4D C5D C3M C4M C5M C5M C5M C5M C5M C5M C5M C5M C5M C5	30 40 40 41 41 42 42 42 44 44 44 42 37 30 38 33 38 33 32 28 42 42 42 42 42 42 42 42 42 42 42 42 42	30 40 40 40 40 40 40 40 40 40 40 40 40 40	28 33 24 5 4 1 9 35 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	X2F X3F X4F X5F X4FV X6FV X1D X2D X3D X4D X3M X4M X5M X5M X5M X1D X1D X1D X1D X1D X1D X1D X1D	34 30 25 21 22 18 37 21 15 24 16 13 11 11

§ 664.527 1953 crop; Burley tobacco, Type 31, advance schedule.

[Dollars per hundred pounds, farm sales weight]

weightj				
	Advance		Advance	
Grade:	rate	Grade:	rate	
B1F	62. 12	B4GF	29. 12	
B2F	60. 12	B5GF	24. 12	
B3F	56. 12	B3GR	23.12	
B4F	51. 12	B4GR	20. 12	
B5F	43. 12	B5GR	16. 12	
B3FV	50. 12	M3F	47.12	
B4FV	45. 12	M4F	42.12	
B3FK	45, 12	M5F	37. 12	
B4FK	40.12	M3R	37. 12	
B1FR	51. 12	M4R	32.12	
B2FR	49.12	M5R	27. 12	
B3FR	43. 12	T3F	43.12	
B4FR	39. 12	T4F	38. 12	
B5FR	33. 12	T5F`	31. 12	
B1R	39. 12	T3FV	37. 12	
B2R	37. 12	T4FV	31. 12	
B3R	32. 12	T3FR	36. 12	
B4R	28. 12	T4FR	31.12	
B5R	25. 12	T5FR	25. 12	
	26. 12	T3R	25. 12	
B4RV	22. 12	T4R	22. 12	
B4D	20. 12	T5R	18. 12	
B5D	17. 12	T3RV	23. 12	
B3M	42. 12	T4RV	20. 12	
B4M	38. 12	T4D	17. 12	
B5M	28. 12	T5D	14. 12	
B3GF	32.12	T4GF	21.12	

<sup>1</sup>The Cooperative Associations through which price support is made available for Virginia fire-cured, Type 21; Burley, Type 31; and Virginia sun-cured, Type 37, are authorized to deduct from the amount paid to growers 12 cents per hundred pounds to apply against overhead costs. Only the original producer is eligible to receive advances. Tobacco graded "W" (doubtful keeping order), "U" (unsound), DAM (damaged), N2L, N2R, N2G, N-K, botched, nested, offtype, or decayed will not be accepted, except in Types 22, 23, 35, and 36, were tobacco graded "W" (doubtful keeping order) will be accepted at an advance rate of 10 percent below the regular grade advance rate. Tennessee and Kentucky fire-cured, Types 22 and 23, grades marked with special factor "OS" and dark air-cured, Type 35, grades marked with special factor "BL" in addition to the regular grade symbols shall have an advance rate 20 percent below the advance rate for the regular grades without such special factor.

[Dollars per hundred pounds, farm sales weight]

	Advance		Advance
Grade:	rate	Grade:	rate
T5GF	17. 12	C4G	34. 12
T4GR	16. 12	C5G	27.12
T5GR	14. 12	X1L	68. 12
C1L	69. 12	'X2L	67. 12
C2L,	68. 12	X3L	66. 12
C3L	67. 12	X4L	62.12
C4L	65. 12	X5L	53.12
C5L	60. 12	X1F	67. 12
	68. 12	X2F	66. 12
C2F	67. 12	X3F	65. 12
C3F	66, 12	X4F	61.12
C4F	64. 12	X5F	52.12
C5F	59.12	X3R	55. 12
C3FV	61.12	X4R	50. 12
C4FV	59. 12	X5R	40.12
C3FK	55. 12	X4M	47.12
C4FK	53. 12	X5M	37. 12
C3R	58. 12	X4G	37. 12
C4R	55. 12	X5G	27. 12
C5R	47. 12	N1L	38. 12
C3RV	50. 12	N1F	26.12
C4RV	47. 12	N1R	13. 12
C4M	50. 12	N1G	12. 12
C5M	44. 12		
C CC4 FD			

§ 664.528 1953 crop; dark air-cured tobacco, Types 35 and 36, advance schedule.¹

[Dollars per hundred pounds, farm sales weight]

		- Pourably :	attat batte ir c	.51
Grade	Lengths 46 and 45	Length 44	Grade	
A1F   A2F   A3F   A1R   A2R   A3R   B1F   B1F   B2F   B3F   B4F   B5F   B5F   B5F   B6F   B5F   B7F   B7F	. 50 43 50 46 41 43 42 33 44 43 43 43 43 44 43 33 44 43 33 44 43 33 44 43 33 44 43 33 44 43 33 44 43 33 44 43 33 44 43 33 44 44	4541 44484433334444333395883584444578835584444457883558444445788355844444578835584444578857864444578857864444578885858444457888585844445788646444578864644445788858644444578864644445788646444457886464444444444	T3F T4F T5F T3R T78R T78R T78R T78R T78R T78D T78D T75D T3M T75M T75M T75M T75M T75M T75M T75M T75	338 222 333 288 222 322 223 328 22 223 328 22 22 32 22 22 22 22 22 22 22 22 22 22
			1	

§ 664.529 1953 crop; Virginia suncured tobacco, Type 37, advance schedule.

[Dollars per hundred pounds, farm sales weight]

Grade	Length 45	Length 44	Grade	
A1F A2F A3F A1R	47. 12 45. 12 42. 12 47. 12	43. 12 40. 12	T3F T4F T5F T3R	33, 12 30, 12 23, 12 33, 12

[Dollars per hundred pounds, farm sales weight]

Grade	Length '45	Longth 44	Grado	
A2R	45. 12 42. 12 45. 12 46. 12 37. 12 32. 12 42. 12 40. 12 40. 12 41. 12 35. 12 35. 12 35. 12 35. 12 36. 12 37. 12 36. 12 37. 12 37. 12 38. 12 39. 12 30. 12	43. 12 40. 12 40. 12 35. 12 30. 13 30. 12 30. 12 30. 12 30. 12 30. 12 30. 12 30. 12 30. 12 31. 12 32. 12 33. 12 33. 12 34. 12 35. 12 36. 12 37. 12 38. 12 39. 12 31. 12 31. 12 32. 12 33. 12 34. 12 35. 12 36. 12 37. 12 38. 12 38. 12 39. 12 31. 12 31. 12 32. 12 33. 12 34. 12 35. 12 36. 12 37. 12 38. 12 38. 12 39. 12 31. 12 31. 12 32. 12 33. 12 34. 12 35. 12 36. 12 37. 12 38. 12 38. 12 39. 12 31. 12 31. 12 32. 12 33. 12 34. 12 35. 12 36. 12 37. 12 38. 12 38. 12 39. 12 30. 12 30. 12 30. 12 30. 12 31. 12 22. 12 23. 12 24. 12 24. 12 24. 12 24. 12	T4R. T5R. T3D. T4D. T4D. T5D. T5M. T5M. T5M. T5M. T5M. T5M. T5M. T5M	30, 12 23, 12 31, 12 20, 12 21, 12 21, 12 21, 12 21, 12 31, 12 31, 12 31, 12 31, 12 31, 12 31, 12 31, 12 31, 12 28, 12 31, 12 21, 12 31, 12 21, 12 21

Issued this 5th day of November 1953.

[SEAL] HOWARD H. GORDON,

President,

Commodity Credit Corporation.

[F. R. Doc. 53-9525; Filed, Nov. 13, 1953; 8;45 a. m.]

### TITLE 7-AGRICULTURE

Chapter IV—Federal Crop Insurance Corporation, Department of Agriculture

[Amdt. 4]

PART 418-WHEAT CROP INSURANCE

SUBPART—REGULATIONS FOR THE 1953 AND SUCCEEDING CROP YEARS

POLICY

### Correction

In Federal Register Document 53-9345, published on page 6990 of the issue for Thursday, November 5, 1953, "Subsection (a) of section 30", appearing in amendatory paragraph 5, should read "Subsection (d) of section 30"

PART 420-MULTIPLE CROP INSURANCE

SUBPART—REGULATIONS FOR THE 1950 AND SUCCEEDING CROP YEARS

### Correction

The following changes are made in Federal Register Document 53-8108, published at page 6282 of the issue for Friday, October 2, 1953:

1. The word "Average" should read "Acreage" in the second column headnotes of the Production Schedules appearing in §§ 420.55-3, 420.64-3, 420.70-5, 420.70-6, 420.75-2, 420.85-2, 420.90-7, and 420.91-3.

- 2. The first word of Footnote 1 of the Production Schedule in § 420.55–3 should read "Production"
- 3. In § 420.75-2 the following changes are made:
- a. Paragraph (d) of section 1 of the rider should read:
- (d) Winter wheat planted for harvest as grain. (Insurance on wheat to attach the first crop year of the contract only if the application is filed on or before September 30 preceding the calendar year in which the crop for that crop year is normally harvested.)
- b. The discount date under section 7 of the rider should read "June 30"
- 4: First word of the second line of Footnote 1 of the Production Schedule in § 420.80–2 should read "for" instead of "or"

### Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders), Department of Agriculture

[Navel Orange Reg. 3]

PART 914—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALI-FORNIA

### LIMITATION OF HANDLING

§ 914.303 Navel Orange Regulation -(a) Findings. (1) Pursuant to the marketing agreement and Order No. 14 (18 F. R. 5638) regulating the handling of navel oranges grown in Arizona and designated part of California, effective September 22, 1953, under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and upon the basis of the recommendation and information submitted by the Navel Orange Administrative Committee, established under the said marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling such navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication thereof in the Federal Register (60 Stat. 237; 5 U.S.C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The Navel Orange Administrative Committee held an open meeting on November 5, 1953, after giving due notice thereof, to consider supply and market conditions for navel oranges and the need for regulation; in-

terested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein was promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such navel oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed on or before the effective date hereof.

(1) During the period be-(b) Order. ginning at 12:01 a.m., P. s. t., November 15, 1953, and ending at 12:01 a. m. P. s. t., May 2, 1954, no handler shall handle any Navel oranges, grown in District 1, or in District 3, which are of a size smaller than 2.31 inches in diameter, which shall be the largest measurement at a right angle to a straight line running from the stem to the blossom end of the fruit, except that a tolerance of 5 percent, by count, or oranges smaller than such minimum size, but not less than 2.20 inches in diameter, shall be permitted: Provided, That in determining the percentage of oranges which are smaller than 2.31 inches in diameter, such percentage shall be based only on those oranges which are of a size 2.43 inches in diameter and smaller, but oranges in any container must average not less than a diameter of 2.375 inches. The aforesaid tolerance is on a container basis but individual packages in any lot may contain not more than double the tolerance specified: Provided, That the average for the entire lot is within the tolerance specified: Provided further That at least one orange which does not meet the requirements shall be permitted in any one package.

(2) As used in this section, "handler," "handle," "District 1," and "District 3," shall have the same meaning as when used in said marketing agreement and order.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup. 603c)

Done at Washington, D. C., this 12th day of November 1953.

[SEAL] S. R. SMITH,
Director Fruit and Vegetable
Branch, Production and
Marketing Administration.

[F. R. Doc. 53-9600; Filed, Nov. 13, 1953; 8:57 a. m.]

### [Navel Orange Reg. 4]

PART 914—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

### LIMITATION OF HANDLING

§ 914.304 Navel Orange Regulation 4—(a) Findings. (1) Pursuant to the

marketing agreement and Order No. 14 (18 F. R. 5638) regulating the handling of navel oranges grown in Arizona and designated part of California, effective September 22, 1953, under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and upon the basis of the recommendation and information submitted by the Navel Orange Administrative Committee, established under the said marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the Federal Register (60 Stat. 237; 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions of this section effective as hereinafter set forth. The Navel Orange Administrative Committee held an open meeting on November 12, 1953, after giving due notice thereof, to consider supply and market conditions for navel oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recom-mendation and supporting information for regulation during the period specified herein was promptly submitted to the Department after such meeting was held: the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such navel oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specifled; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed on or before the effective date hereof.

(b) Order. (1) The quantity of navel oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a. m., P. s. t., November 15, 1953, and ending at 12:01 a. m., P. s. t., November 22, 1953, is hereby fixed as follows:

- (i) District 1. 164.21 carloads;
- (ii) District 2: Unlimited movement;
- (iii) District 3: 50 carloads;
- (iv) District 4: 50 carloads.
- (2) The prorate base of each handler who has made application therefor, as provided in the said marketing agreement and order, is hereby fixed in accordance with the prorate base schedule

### **RULES AND REGULATIONS**

which is attached hereto and made a part hereof by this reference.

(3) As used in this section "handled," "handler," "carloads," "prorate base," "District 1," "District 2," "District 3," and "District 4" shall have the same meaning as when used in said marketing agreement and order.

[Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup. 608c)

Done at Washington, D. C., this 13th day of November 1953.

[SEAL] S. R. SMITH,
Director Fruit and Vegetable
Branch, Production and Marketing Administration.

PRORATE BASE SCHEDULE

[12:01 a. m., P. s. t., Nov. 15, to 12:01 a. m., P. s. t., Nov. 22, 1953]

PRORATE DISTRICT NO. 1	
Pro	rate base
	percent) 100.0000
10001	
A. F. G. Lindsay  A. F. G. Porterville  Ivanhoe Cooperative Association  Lindsay Mutual Groves  Martin Ranch  Corner Cave Orange Grovers	1.7963
A. F. G. Porterville	2.8390
Ivanhoe Cooperative Association	7423
Lindsay Mutual Groves	1.8820
Martin Ranch	1.4946
Woodlake Packing House Dofflemyer & Son, W. Todd Earlibest Orange Association	2. 1562 4946
Earlibert Orange Association	2. 0998
Elderwood Citrus Association	7383
Exeter Citrus Association	.3.3304
Evotor Orongo Growers Association	1 2454
Exeter Orchards Association	1. 5241
Hillside Packing Association	1.3198
Iyanhoe Mutual Orange Associa-	
51V11	~1.1400
Klink Citrus Association	3.9871
Lemon Cove Association	. 9097
Lindsay Citrus Growers Associa-	0 5505
tionLindsay Cooperative Association	2.5585 1.6577
Lindsay Cooperative Association	2.5304
Lindsay Fruit Association Lindsay Orange Growers Associa-	2.0001
tion	.8212
Naranjo Packing House Co	1.3208
Orange Cove Citrus Association	3.4065
Orange Packing Co	. 1.0263
Orosi Foothill Citrus Association Paloma Citrus Fruit Association	1.3693
Paloma Citrus Fruit Association.	. 8183
Rocky Hill Citrus AssociationSanger Citrus Association	1.5046
Sanger Citrus Association	2.9390
Sequoia Citrus Association	. 9121 2.7602
Stark Packing Co Visalia Citrus Association	2. 1429
Waddell & Son	2.5579
Baird Neece Corp	2. 2183
Beattie Association, D. A	4244
clation	2.9596
Magnolia Citrus Association	2.6837
ciation	1.6717
Richgrove-Jasmine Citrus Associa-	<b>2.</b> 5627
tion	. 1.3554
Strathmore Cooperative Citrus As-	•
Strathmore District Orange Asso-	9305
Strathmore District Orange Asso-	
ciation	. 1.8065
Strathmore Fruit Association Strathmore Packing House Co	3950 . 2.3063
Simiand Packing House Co	0 6000
Terra Bella Citrus Association	1.4152
Terra Bella Citrus Association Tule River Citrus Association Anderson Packing Co.	. 9101
Anderson Packing Co	1.2474
Batkins, Jr., Fred A_ California Citrus Groves, Inc., Ltd_	0558
California Citrus Groves, Inc., Ltd.	. 2.5479
Darby, Fred J Dubendorf, John	. 0287
Tung Drog Desiring Co	. 1251
Evans Bros. Packing Co Far West Produce Distributors	.3252
rat west froduce Distributors	0599

PRORATE BASE SCHEDULE—Continued
PRORATE DISTRICT NO. 1—continued

Prore	ite base
Handler (pe Foothill Packing CoFoothill Packing Co	rcent)
Foothill Packing Co	0.2030
Foothill Packing Co	.2030
Gluskin, Ludwig E	0121
Harding & Leggett	1.7028
Independent Growers, Inc	1.5386
LoBue Bros	7881
Mage W A	.0887
Maas, W. A	.4735
Morin, Carl W	0274
Orange Belt Fruit Distributors, Inc.	. 2908
Description Association	. 2500
Paramount Citrus Association, TheReimers, Don H	2. 1895
The	
Reimers, Don H	.5661
Riverside Fruit Co	.1822
Sequoia Cider Mills	.0164
Trashjian, John	. 2195
Zaninovich Bros., Inc.	1.4774
PROBATE DISTRICT NO. 3	
PRORATE DISTRICT NO. 3	
Total	100,0000
Allen & Allen Citrus Packing Co	2. 1256
Consolidated Citrus Growers	1.0360
McKellips Citrus Co., Inc	11.6283
Phoenix Citrus Packing Co	15.8677
Pioneer Fruit Co	4. 0709
Arizona Citrus Growers	14.3726
Chandler Heights Citrus Growers	2. 1570
Descrit Citrus Crowers	
Desert Citrus Growers	6.9105
Mesa Citrus Growers	22.3757
Tal'-Wi-Wi Ranches	2.7070
Tempeco Groves	6.9538
Yuma Mesa Fruit Growers Associa-	
tion	.9883
Commercial Citrus Co	.9123
Ishikawa, Paul	.0491
Leppla, CecileLeppla, Henry	.2102
Leppla, Henry	. 3160
Leppla, H. Lorain	3.3733
Macchiaroli Fruit Co., James	2.8680
Sunny Valley Citrus Packing Co	1.0777
PRORATE DISTRICT NO. 4	
Total	100.0000
_	
Placentia Cooperative Orange As-	
sociation	28.8477
sociationRichgrove-Jasmine Citrus Associa-	
tion	17.4229
B. & L. Citrus Distributors	5.0424
Edison Citrus Co., Inc.	43.6043
Kim, Charles	2. 5503
Toy, Chin	2. 5324
- (	
[F. R. Doc. 53-9702; Filed, Nov. 1	3, 1953;
11:08 a. m.]	
-	
[Docket No. AO 71 A-22]	

### [Docket No. AO 71 A-231

PART 927—MILK IN THE NEW YORK METRO-POLITAN MILK MARKETING AREA

ORDER AMENDING ORDER, AS AMENDED

§ 927.0 Findings and determinations. The findings and determinations heremafter set forth are supplementary to and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of each of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed except insofar as such findings and determinations and determinations set forth herein.

(a) Findings upon the basis of the hearing record. Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and the applicable

rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and marketing orders (7 CFR Part 900) and in accordance with the notice of hearing issued on December 24, 1952 (18 F R. 43) a public hearing was held at Syracuse, New York, on January 22–23, 1953, and on February 16–21, 1953, upon certain proposed amendments to the tentative marketing agreement and to the order, as amended, regulating the handling of milk in the New York metropolitan milk marketing area (7 CFR 927.1 et seq.)

The hearing was held with respect to whether the milk marketing order, as amended, for the New York metropolitan marketing area should continue to provide payments, from the producer-settlement fund, to cooperative associations of producers for market-wide services, and, if so, the changes, if any, which should be made in the present provisions of the order, as amended, under which the payments are authorized for market-wide services. The transcript of the testimony at the hearing consists of more than 1,700 pages and numerous exhibits.

The Assistant Administrator, Production and Marketing Administration, on August 17, 1953, filed with the Hearing Clerk, United States Department of Agriculture, his recommended decision in this proceeding. The notice of filing of such recommended decision and opportunity to file written exceptions thereto was published in the Federal Register on August 21, 1953 (18 F R. 4998) Subsequent to the expiration of the time for filing exceptions, the Secretary of Agriculture, on October 7, 1953, issued his final decision in this proceeding and directed that a referendum be conducted to determine whether the issuance of this order amending the order, as amended, was approved or favored by the producers who, during the deter-mined representative period (July 1953), were engaged in the production of milk for sale in the said marketing area. The decision and order of the Secretary directing that a referendum be held were published in the FEDERAL REGISTER on October 10, 1953 (18 F R. 6458, 6465)

Upon the basis of the evidence introduced at said hearing and the record thereof, it is found that:

(1) The marketing agreement and the order, as amended, and as hereby further amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act.

tuate the declared policy of the act.

(2) The terms and conditions in § 927.76 of the order, as amended, and as hereby further amended, are incidental to, and not inconsistent with, the terms and conditions specified in subsections (5)–(7) of section 8c of the act (7 U. S. C. sections 608c (5)–(7)) and necessary to effectuate the other provisions of the order.

(3) The terms and conditions in § 927.76 of the order, as amended, and as hereby further amended, are necessary in order equitably to apportion the total value of the milk purchased by all handlers among producers and associations of producers, on the basis of their marketings of milk during each month

which is the proper representative period.

(4) The terms and conditions in § 927.76 of the order, as amended, and as hereby further amended, are necessary to accord such recognition and encouragement to producer-owned and producer-controlled cooperative associations as will be in harmony with the policy toward cooperative associations set forth in the relevant acts of Congress, and as will tend to promote efficient methods of marketing and distribution.

(5) The parity prices of milk as determined pursuant to section 2 of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply of and demand for milk in the marketing area, and the minimum prices specified in the marketing agreement and in the order, as amended, and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest.

~ (6) The marketing agreement and the order, as amended, and as hereby further amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity, specified in a marketing agreement upon which a hearing has been

held.

In addition to the foregoing findings, numerous other findings have been made in the final decision of October 7, 1953 (18 F. R. 6458) on the basis of the evidence adduced at the hearing.

- (b) Determinations. It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing or shipping milk covered by this order amending the order, as amended, which is marketed within the New York metropolitan milk marketing area) of more than 50 percent of the milk which is marketed within the said marketing area, refused or failed to sign the proposed marketing agreement regulating the handling of milk in the said marketing area, and it is hereby further determined that:
- (1) The refusal or failure of such handlers to sign said proposed marketing agreement tends to prevent the effectuation of the declared policy of the act;
- (2) The issuance of this order amending the order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the said marketing area; and
- (3) The issuance of this order amending the order, as amended, is approved or favored by 87.88 percent of the 30,684 producers who participated in a referendum on the question of approval of its issuance and who during the determined representative period (July 1953) were engaged in the production of milk for sale in the said marketing area. Of the 18,312 ballots mailed to individual producers only 523 were returned and of these 20 affirmative, 18 negative, and 5

blank ballots were disqualified. Of the 480 qualified individual ballots, 42.5 percent (204) approved and 57.5 percent (276) disapproved the issuance of this amendatory order. There were 49,453 producers who were eligible to vote in the referendum.

Order relative to handling. It is therefore ordered that on and after the effective date hereof, the handling of milk in the New York metropolitan milk marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

Delete § 927.76 of the order as now in effect and substitute therefor the following:

- § 927.76 Cooperative payments for market-wide services. Payments shall be made to qualified cooperatives or to federations under the conditions, in the manner, and at the rates set forth in this section.
- (a) Definitions. As used in this section the following terms shall have the following meanings:
- (1) "Cooperative" means a cooperative association of producers which is duly incorporated under the cooperative corporation laws of a state; is qualified under the Capper-Volstead Act (7 U.S. C. 291 et seq.), has all its activities under the control of its members and has full authority in the sale of its members' milk.
- (2) "Federation" means a federation of cooperatives
- of cooperatives.
  (3) "Federated cooperative" means a cooperative which is a member of a federation and on whose membership the federation is an applicant for or receives payments under subparagraph (2) of paragraph (f) of this section.
- (4) "Member" means, when used with respect to a member of a cooperative or of a federated cooperative, only a member who is also a producer, as defined in § 927.6.
- (b) Qualified cooperatives and federations. A cooperative or federation may submit an application to the Market Administrator for payments under the provisions of this section. In accordance with the requirements of the rules and regulations issued by the Market Administrator, any such application shall include a written description of the applicant's program for the performance of market-wide services, including evidence that adequate facilities and personnel will be maintained by it so as to enable it to perform the market-wide services; and the application shall contain a statement by the applicant that it will perform the required market-wide services for which it is applying for payments. The application shall set forth all necessary data so as to enable the Market Administrator to determine whether it meets the qualification requirements with respect to the payments for which the application is submitted. An application shall be approved by the Market Administrator only if he determines

- (1) In the case of a cooperative:
- (i) It has not less than 4,000 members and receives from its members not less than 1 cent per hundredweight of milk delivered by them: *Provided*, That no person shall be counted in this respect as a member if he is a member of another cooperative which is an applicant for or which receives cooperative payments, or if he is a member of a federated cooperative.

(ii) If the application is also for an additional payment under subparagraph (3) of paragraph (f) of this section, it has not less than 6,000 members and receives from its members not less than 1 cent per hundredweight of milk delivered by them, subject to the proviso in subdivision (i) of this subparagraph.

(iii) If the application is also for an additional payment under subparagraph (4) of paragraph (f) of this section, the cooperative is an operating cooperative which operates marketing facilities, 1. e., pool plant(s) at which it receives at least 25 per centum, by weight, of the milk marketed by all of its members: Provided, That in determining whether the 25 per centum minimum requirement is complied with there shall be excluded the milk delivered by a member of the cooperative who is a member of another cooperative which is an applicant for or which receives cooperative payments on the same milk or which is a federated cooperative in a federation which is an applicant for or receiving cooperative payments on the same milk.

(2) In the case of a federation:

(i) It is duly incorporated under the laws of a State.

(ii) It has contracts with each of its federated cooperatives under which the cooperatives agree to remain in the federation for at least one year, and such contracts cover or will be renewed for a yearly period for every subsequent year for which the federated cooperatives are to be included within the membership of the federation for cooperative payment purposes.

(iii) Its federated cooperatives have an aggregate of not less than 4,000 members and the federated cooperatives receive from their members not less than 1 cent per hundredweight of milk de-livered by them; and its federated cooperatives will pay to the federation, when required by rules and regulations issued by the market administrator, the minimum monthly payment specified in the rules and regulations to finance the activities of the federation that are not market-wide in character: Provided, That no person shall be counted in this respect as a member if he is a member of a cooperative which is an applicant for or which receives cooperative payments, or if he is a member of another federated cooperative.

(iv) If the application is also for an additional payment under subparagraph (3) of paragraph (f) of this section, the aggregate membership of the federated cooperatives is not less than 6,000 members and the federated cooperatives receive from their members not less than 1 cent per hundredweight of milk delivered by their members, subject to the proviso in subdivision (iii) of this subparagraph.

(v) If the application is also for an additional payment under subparagraph (5) of paragraph (f) of this section, the federation operates marketing facilities. i. e., pool plant(s) or the federated cooperatives operate marketing facilities, at which is received at least 25 per centum, by weight, of the milk marketed by the members of the federated cooperatives: Provided, That in determining whether the 25 percentum minimum requirement is complied with, there shall be excluded the milk delivered by members of a cooperative which is an applicant for or which receives cooperative payments on the same milk, or which is a federated cooperative in another federation which is an applicant for or receiving cooperative payments on the same milk, or which is not meeting the requirements of this section applicable to it.

(3) The applicant cooperative or federation demonstrates that it has .the ability to perform the market-wide services for which application is made, and that such services will be performed.

(4) The applicant cooperative or the federated cooperatives of an applicant federation are in no way precluded from arranging for the utilization of milk under their respective control so as to yield the highest available net return to all producers without displacing an equivalent quantity of other producer milk in the preferred classification.

(c) Notice of qualification or denial; effective date. Upon determination by the market administrator that a cooperative or a federation is qualified to receive payment for performance of the market-wide services, he shall transmit such determination to the applicant cooperative or federation and publicly announce the issuance of the determination. The determination shall be effective with respect to milk delivered on and after the first day of the month following issuance of the determination. If, after consideration of an application for payments for market-wide services, the market administrator determines that the cooperative or federation is not qualified to receive such payments, he shall promptly notify the applicant and specifically set forth in such notice his reasons for denial of the application.

(d) Requirements for continued qualification. From time to time and in accordance with rules and regulations which may be issued by the market administrator, each qualified cooperative or federation must demonstrate to the market administrator that it continues to. meet the qualification requirements for the payments and is fully performing the market-wide services for which it is being paid.

(e) Market-wide services. Each cooperative or federation shall perform the market-wide services enumerated in this paragraph. Such services are: (1) Analyzing milk marketing problems and their solution, conducting market research and maintaining current information as to all market developments. preparing and assembling statistical data relative to prices and marketing conditions, and making an economic analysis of all such data, (2) determining the need for the formulation of amendments to the order and proposing such amendments or requesting other appropriate action by the Secretary or the market administrator in the light of changing conditions; (3) participating in proceedings with respect to amendments to the order, including the preparation and presentation of evidence at public hearings, the submission of appropriate briefs and exceptions, and also participating, by voting or otherwise, in the referenda relative to amendments; (4) participating in the meetings called by the market administrator, such as meetings with respect to rules and regulations issued under the order, including activities such as the preparation and presentation of data at such meetings and briefs for submission thereafter. (5) conducting a comprehensive educational program among producers-1. e., members and nonmembers of cooperatives-and keeping such producers well informed for participation in the activities under the regulatory order and, as a part of such program, issuing publications that contain relevant data and information about the order and its operation, and the distribution of such publication to members and, on the same subscription basis. to nonmembers who request it, and holding meetings at which members and nonmembers may attend; and (6) in the case of a cooperative or federation which receives an additional payment under subparagraph (4) or (5) of paragraph (f) of this section, operating marketing facilities, or having within its membership federated cooperatives operating marketing facilities, 1. e., pool plant(s) at which is received at least 25 per centum, by weight, of the milk marketed by all the members of the cooperative or by all the members of the federated cooperatives.

(f) Rate, computation, time, and method of payment. (1) Subject to the provisions of paragraph (g) of this section, the market administrator, on or before the 25th day of each month, shall make payment out of the producer-settlement fund, or issue equivalent credit therefor, to each cooperative or federation which is qualified for such payments for market-wide services. The payment to a cooperative shall be based upon the milk reported by cooperative or proprietary handlers to have been received durmg the preceding month from its members, and the payment to a federation shall be based upon the milk reported by cooperative or proprietary handlers to have been received during the preceding month from the members of its federated cooperatives, subject in both instances to adjustment upon verification by the market administrator.

(2) Such payment or credit shall be at the rate of 2 cents per hundredweight of milk in accordance with subparagraph (1) of this paragraph: Provided, That in computing payment to a cooperative there shall be excluded all of the milk of its members who belong to another cooperative which is an applicant for or which receives cooperative payments on the same milk, or which is a federated cooperative in a federation which is an applicant for or receiving cooperative payments on the same milk: And provided further That in computing payment to a federation there shall be excluded all of the milk of members of a cooperative which is an applicant for or which receives cooperative payments on the same milk or which is a federated cooperative in another federation which is an applicant for or receiving cooperative payments on the same milk, or which is not meeting the requirements of this section applicable to it.

(3) Any cooperative that has at least 6,000 members and any federation which has an aggregate membership of its federated cooperatives of at least 6,000 members shall receive a payment, in addition to the payment provided for in subparagraph (2) of this paragraph, of 1 cent per hundredweight of milk in accordance with subparagraph (1) of this paragraph and subject to the provisos contained in subparagraph (2) of this

paragraph.

(4) Any cooperative that operates marketing facilities, i. e., pool plant(s), at which is received at least 25 per centum, by weight, of the milk marketed by all of its members shall receive a payment, in addition to the payment provided for in subparagraph (2) or subparagraph (3) of this paragraph, of 1 cent per hundredweight of all milk marketed by its members in accordance with subparagraph (1) of this paragraph: Provided, That in computing the payment under this subparagraph there shall be excluded the milk delivered by a member of the cooperative who is a member of another cooperative which is an applicant for or which receives cooperative payments on the same milk or which is a federated cooperative in a federation which is an applicant for or receiving cooperative payments on the same milk.

(5) Any federation that operates marketing facilities, i. e., pool plant(s), or whose members include one or more federated cooperatives that operate marketing facilities, at which is received at least 25 per centum, by weight, of the milk marketed by all the members of its federated cooperatives shall receive a payment, in addition to the payment provided for in subparagraph (2) or subparagraph (3) of this paragraph, of 1 cent per hundredweight of all milk marketed by such members in accordance with subparagraph (1) of this paragraph: Provided, That in computing the payment under this subparagraph there shall be excluded the milk delivered by members of a cooperative which is an applicant for or which receives cooperative payments on the same milk, or which is a federated cooperative in another federation which is an applicant for or receives cooperative payments on the same milk, or which is not meeting the requirements of this section applicable to it.

(6) If an individually qualified cooperative is affiliated with a federation. the cooperative payment shall be made to such cooperative unless its contract with the federation specifies in writing that the federation is to receive the payments. Any such contract must authorize the federation to receive the payments for at least one year, and such (2) From disqualification orders. A

agreement must cover or be renewed for a yearly period for every subsequent year for which the federation is to receive the payments.

- (g) Disqualification. (1) The market administrator shall issue an order wholly or partly disqualifying a previously qualified cooperative or federation for payments authorized pursuant to this section and such payments shall not thereafter be made to it if he determines that:
- (i) The cooperative or federation no longer complies with the requirements of this section: Provided, That in the case of the federation, if one of its federated cooperatives has failed to comply with the requirements of this section applicable to it or has failed, promptly after demand by the market administrator, to arrange for the utilization of milk under its control so as to yield the highest available net return to all producers without displacing an equivalent quantity of other producer milk in the preferred classification, the federation shall be disqualified only to the extent that its qualification for payments or the amount of its payments are based upon the membership, milk or operations of such non-complying federated cooperatives;
- (ii) The cooperative or federation has failed to make reports or furnish records pursuant to this section or pursuant to rules and regulations issued by the market administrator; or
- (iii) In the case of the cooperative, it has failed, promptly after demand by the market administrator, to arrange for the utilization of milk under its control so as to yield the highest available net return to all producers without displacing an equivalent quantity of other producer milk in the preferred classification.
- (2) An order of the market administrator wholly or partly disqualifying a cooperative or federation shall not be issued until after the cooperative or federation has had opportunity for hearing thereon following not less than 15 days' notice to it specifying the reasons for the proposed disqualification. If the cooperative or federation fails to file a written request for hearing with the market administrator within such period of 15 days, the market administrator may issue an order of disqualification without further notice: but if within such period a request for hearing is filed, the market administrator shall promptly proceed to hold such hearing pursuant to rules and regulations issued by him under paragraph (i) of this section.
- (3) A disqualification order issued by the market administrator shall set forth the findings and conclusions on the basis of which it is issued.
- (h) Appeals—(1) From denials of application. Any cooperative or federation whose application for qualification has been denied by the market administrator may, within 30 days after notice of such denial, file with the Secretary a written petition for review. But the failure to file such petition shall not bar the cooperative or federation from again applying to the market administrator for qualification.

disqualification order by the market administrator shall become final 30 days after its service on the cooperative or federation unless within such 30-day period the cooperative or federation files a written petition with the Secretary for review thereof. If such petition for review is filed, payments for which the cooperative or federation has been disqualified by the order shall be held in reserve by the market administrator pending ruling of the Secretary, after which the sums so held in reserve shall either be returned to the producer-settlement fund or paid over to the cooperative or federation depending on the Secretary's ruling on the petition. If such petition for review is not filed, any payments which otherwise would be made within the 30-day period following issuance of the disqualification order shall be held in reserve until such order becomes final and shall then be returned to the producer-settlement fund. (3) Record on appeal. If an appeal is

(3) Record on appeal. If an appeal is taken under subparagraphs (1) or (2) of this paragraph, the market administrator shall promptly certify to the Secretary the ruling or order appealed from and the evidence upon which it was issued: Provided, That if a hearing was held the complete record thereof, including the applications, petitions, and all exhibits or other documentary material submitted in evidence shall be the record so certified. Such certified material shall constitute the sole record upon which the appeal shall be decided by the Secretary.

(i) Regulations. The market administrator is authorized to issue regulations and amendments thereto to effectuate the provisions of this section and to facilitate and implement the administration of its provisions. Such regulations shall be issued in accordance with the following procedure:

(1) All proposed rules and regulations and amendments thereto shall be the subject of a meeting called by the market administrator, at which all interested persons shall have opportunity to be heard. Not less than five days prior to the meeting, notice thereof and of the proposed regulations or amendments shall be published in the Federal Register and mailed to qualified cooperatives and federations. A stenographic record shall be made at such meetings which shall be public information and be available for inspection at the office of the market administrator.

(2) A period of at least five days after the meeting shall be allowed for the filing of briefs.

(3) All regulations and amendments thereto issued by the market administrator pursuant to this section must be submitted in tentative form to the Secretary for approval, shall not be effective without such approval, and shall be published in the Federal Register following such approval. The regulations or amendments in tentative form shall be forwarded also to cooperatives and federations qualified under this section and to other persons upon request in writing. The Secretary shall either approve the regulations or amendments

thereto submitted by the market administrator or direct the market administrator to reconsider the tentative rules or amendments. In the event the market administrator is directed to give reconsideration to the matter, the market administrator shall either issue revised tentative regulations or amendments or call another meeting pursuant to this section for additional consideration of the rules or amendments.

(j) Reports and records. A qualified cooperative or federation and any federated cooperative in a qualified federation shall make such reports to the market administrator as may be requested by him for the administration of the provisions of this section, and shall maintain and make available to the market administrator or his representative such records as will enable the market administrator to verify such reports.

(k) Notices, demands, orders, etc. All notices, demands, orders or other papers required by this section to be given to or served upon a cooperative or federation shall be deemed to have been given or served as of the time when mailed to the last known secretary of the cooperative or federation at his last known address.

(1) Adjustment period. Any cooperative which was qualified, on the effective date of this section, to receive payments pursuant to the provisions of this section as effective December 31, 1952 (referred to in this paragraph as the "former provisions"), shall continue to receive payments pursuant to and subject to the conditions specified in such former provisions on milk received from producers during the 90-day period immediately following the effective date of this section; and if such cooperative has applied, or is a federated cooperative of a federation which has applied, for qualification pursuant to this section prior to the expiration of such 90-day period, it shall continue to receive payments pursuant to the former provisions beyond such 90-day period until such time as the market administrator has ruled upon such application: Provided, That a cooperative or a federation may be qualified to receive payments pursuant to this section within such 90-day period: And provided further That in no event shall a cooperative, or a federated cooperative in a federation, receive payment under the former provisions for any period following the effective date of qualification of the cooperative or federation under this section. For the purposes and to the extent specified in this paragraph, the provisions of this section as effective December 31, 1952, shall remain in force and effect after the effective date of this section.

(Sec. 5, 49 Stat. 753, 25 amended; 7 U. S. C. and Sup., 608c)

Issued at Washington, D. C., this 9th day of November 1953, to be effective on and after December 16, 1953.

[SEAL] EZRA TAFT BENSON,
Secretary of Agriculture.

[F. R. Doc. 53-9640; Filed, Nov. 13, 1953; 8:55 a. m.]

[Grapefruit Reg. 188]

Part 933—Oranges, Grapefruit, and Tangerines Grown in Florida

### LIMITATION OF SHIPMENTS

§ 933.644 Grapefruit Regulation 188-(a) Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 33, as amended (7 CFR Part 933) regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of grapefruit, as heremafter provided, will tend to effectuate the de-clared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice. engage in public rule-making procedure. and postpone the effective date of this section until 30 days after publication in the Federal Register (60 Stat. 237. 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than November 16, 1953. Shipments of grapefruit, grown in the State of Florida, are presently subject to regulation by grades and sizes, pursuant to the amended marketing agreement and order, and will so continue until November 16, 1953, the recommendation and supporting information for continued regulation subsequent to No-vember 15 was promptly submitted to the Department after an open meeting of the Growers Administrative Committee on November 10; such meeting was held to consider recommendations for regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such grapefruit; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of grapefruit; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed by the effective time hereof.

(b) Order (1) During the period beginning at 12:01 a. m., e. s. t., November 16, 1953, and ending at 12:01 a. m., e. s. t., November 30, 1953, no handler shall ship:

(i) Any white seeded grapefruit, grown in the State of Florida, which do not grade at least U. S. No. 1 Russet;

(ii) Any pink seeded grapefruit, grown in the State of Florida, which do not grade at least U. S. No. 2;

(iii) Any seedless grapefruit, grown in the State of Florida, which do not grade at least U. S. No. 2;

(iv) Any white seeded grapefruit, grown in the State of Florida, which are of a size smaller than a size that will pack 70 grapefruit, packed in accordance with the requirements of a standard pack, in a standard nailed box;

(v) Any pink seeded grapefruit, grown in the State of Florida, which are of a size smaller than a size that will pack 80 grapefruit, packed in accordance with the requirements of a standard pack, in a standard nailed box; or

(vi) Any seedless grapefruit, grown in the State of Florida, which are of a size smaller than a size that will pack 96 grapefruit, packed in accordance with the requirements of a standard pack, in a standard nailed box.

(2) As used in this section, "handler," and "ship," shall have the same meaning as when used in said amended marketing agreement and order; and "U. S. No. 1 Russet," "U. S. No. 2," "standard pack," and "standard nailed box" shall have the same meaning as when used in the revised United States Standards for Florida Grapefruit (§ 51.193 of this title)

(Sec. 5, 49 Stat. 753, as amended; 7 U.S. C. and Sup. 608c)

Done at Washington, D. C., this 12th day of November 1953.

[SEAL] S. R. SMITH,
Director Fruit and Vegetable
Branch, Production and Marketing Administration.

[F. R. Doc. 53-9657; Filed, Nov. 13, 1953; 8:56 a. m.]

### [Orange Reg. 243]

PART 933—ORANGES, GRAPEFRUIT, AND TANGERINES GROWN IN FLORIDA

### LIMITATION OF SHIPMENTS

§ 933.645 Orange Regulation 243-(a) Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 33, as amended (7 CFR Part 933), regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication thereof in the Federal Register (60)

Stat. 237. 5 U.S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than November 16, 1953. Shipments of oranges, grown in the State of Florida, are presently subject to regulation by grades and sizes, pursuant to the amended marketing agreement and order, and will so continue until November 16, 1953; the recommendation and supporting information for continued regulation subsequent to November 15 was promptly submitted to the Department after an open meeting of the Growers Administrative Committee on November 10; such meeting was held to consider recommendations for regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period heremafter set forth so as to provide for the continued regulation of the handling of oranges; and compliance with this section will not require any special preparation on the part of the persons subject thereto which cannot be completed by the effective time hereof.

(b) Order (1) During the period beginning at 12:01 a.m., e. s. t., November 16, 1953, and ending at 12:01 a.m., e. s. t., November 30, 1953, no handler shall ship:

(i) Any oranges, except Temple oranges, grown in the State of Florida, which do not grade at least U. S. No. 1 Russet; or

(ii) Any oranges, except Temple oranges, grown in the State of Florida, which are of a size smaller than 21%io inches in diameter, measured midway at a right angle to a straight line running from the stem to the blossom end of the fruit, except that a tolerance of 10 percent, by count, of oranges smaller than such minimum size shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances, specified in the revised United States Standards for Florida oranges (§ 51.302 of this title) Provided. That in determining the percentage of oranges in any lot which are smaller than 21% inches in diameter, such percentage shall be based only on those oranges in such lots which are of a size 211/16 inches in diameter and smaller.

(2) During the period beginning at 12:01 a. m., e. s. t., November 16, 1953, and ending at 12:01 a. m., e. s. t., November 23, 1953, no handler shall ship:

(i) Any Temple oranges, grown in the State of Florida, which do not grade at least U. S. Fancy.

(3) As used in this section, the terms "handler," "ship," and "Growers Administrative Committee" shall each have the same meaning as when used in said amended marketing agreement and order; and the terms "U. S. Fancy," and "U. S. No. 1 Russet" shall have the same meaning as when used in the revised United States Standards for Florida Oranges (§ 51.302 of this title)

(Sec. 5, 49 Stat. 753, as amended; 7 U.S. C. and Sup. 608c)

Done at Washington, D. C., this 12th day of November 1953.

S. R. SMITH, [SEAL] Director Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 53-9658; Filed, Nov. 13, 1953; 8:56 a. m.l

### [Tangerine Reg. 139]

PART 933-ORANGES, GRAPEFRUIT, AND TANGERINES GROWN IN FLORIDA

### LIMITATION OF SHIPMENTS

§ 933.646 Tangerine Regulation 139-(a) Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 33, as amended (7 CFR Part 933) regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of tangerines, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237. 5 U.S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than November 16, 1953. Shipments of tangerines, grown in the State of Florida, are presently subject to regulation by grades and sizes, pursuant to the amended marketing agreement and order, and will so continue until November 16, 1953; the recommendation and supporting information for continued regulation subsequent to November 15 was promptly submitted to the Department after an open meeting of the Growers Administrative Committee on November 10; such meeting was held to consider recommendations for regulation, after giving due notice of

such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such tangerines; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of tangerines; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed on or before the effective date hereof.

(b) Order (1) During the period beginning at 12:01 a.m., e. s. t., November 16, 1953, and ending at 12:01 a. m., e. s. t., November 23, 1953, no handler shall ship:

(i) Any tangerines, grown in the State of Florida, that do not grade at least U. S. No. 1, or

(ii) Any tangerines, grown in the State of Florida, which are of a size smaller than the size that will pack 176 tangerines, packed in accordance with the requirements of a standard pack, in a half-standard box (inside dimensions 9½ x 9½ x 19% inches; capacity 1,726 cubic inches)

(2) As used in this section, "handler," "ship," and "Growers Administrative Committee" shall have the same meaning as when used in said amended marketing agreement and order; and "U. S. No. 1" and "standard pack" shall have the same meaning as when used in the United States Standards for Tangermes (§ 51.416 of this title).

(Sec. 5, 49 Stat. 753, as amended; 7 U.S. C. and Sup. 608c)

Done at Washington, D. C., this 12th day of November 1953.

S. R. SMITH, Director Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 53-9659; Filed, Nov. 13, 1953; 8:56 a. m.]

### [Lemon Reg. 511]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

### LIMITATION OF SHIPMENTS

§ 953.618 Lemon Regulation 511-(a) Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR Part 953), regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as heremafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions of this section effective as hereinafter set forth. Shipments of lemons, grown in the State of California or in the State of Arizona, are currently subject to regulation pursuant to said amended marketing agreement and order; the recommendation and supporting information for regulation during the period specified in this section was promptly submitted to the Department after an open meeting of the Lemon Administrative Committee on November 10, 1953, such meeting was held, after giving due notice thereof to consider recommendations for regulation, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter specified; and compliance with this section will not require any special preparation on the part of persons subject thereto which cannot be completed by the effective time thereof.

(b) Order. (1) The quantity of lemons grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., November 15, 1953, and ending at 12:01 a. m., P. s. t., November 22, 1953, is hereby fixed as

follows:

(i) District 1. 12 carloads; (ii) District 2: 227 carloads;

(iii) District 3: 11 carloads. (2) The prorate base of each handler who has made application therefor, as provided in the said amended marketing agreement and order, is hereby fixed in accordance with the prorate base schedule which is attached hereto and made a part hereof by this reference.

(3) As used in this section, "handled." "handler," "carloads," "prorate base," "District 1," "District 2" and "District 3," shall have the same meaning as when used in the said amended marketing agreement and order.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup. 603c)

### **RULES AND REGULATIONS**

day of November 1953. S. R. SMITH, Director Fruit and Vegetable Branch, Production and Marketing Administration.

Done at Washington, D. C., this 12th

PROBATE BASE SCHEDULE

[Storage Date: Nov. 8, 1953]

DISTRICT NO. 1

[12:01 a. m. Nov. 15, 1953, to 12:01 a. m. Nov. 29, 1953]

	Prorate base
Handler	(percent)
Total	100.000

Klink Citrus Association	28. 230
Lemon Cove Association	
Tulare County Lemon & Grapefruit	
Association	17.924
Harding & Leggett	16.514
Zaninovich Bros., Inc	19.069
DISTRICT NO. 2	
Total	100.000

District No. 2		
otal	100.	0

_	
American Fruit Growers, Inc.,	
Corona	.050
American Fruit Growers, Inc., Ful-	
lerton	. 248
American Fruit Growers, Inc., Up-	
land	. 268
Buenaventura Lemon Co	1.583
Consolidated Lemon Co	. 539
Ventura Pacific Co	3,602
Chula Vista Mutual Lemon Associa-	
tion	465
Euclid Lemon Association	.012
Index Mutual Association	054
La Verne Cooperative Association	1.794

La Verne Cooperative Association\_\_ Ventura Coastal Lemon Co\_\_\_\_\_ Ventura County Orange & Lemon Association\_\_\_\_\_ Ventura Processors\_\_\_\_\_

2.557

3.187

000

.918

403

.282

.376

2.026

.911

.319

. 299

495

. 534

. 525

1.021

089

485

.390

3.394

.884

. 170

8.623

2.681

5.905

456

493

5.637

3.768

3.426

Glendora Lemon Growers Association\_\_\_\_ La Verne Lemon Association La Habra Citrus Association\_\_\_\_\_ Yorba Linda Citrus Association\_\_\_\_ Escondido Lemon Association....

Cucamonga Mesa Growers\_\_\_\_\_Etiwanda Citrus Fruit Association\_ San Dimas Lemon Association.\_\_\_\_ Upland Lemon Growers Association\_ Central Lemon Association\_\_\_\_\_ Irvine Citrus Association, The\_\_\_\_\_

Placentia Mutual Orange Associa-Corona Citrus Association Corona Foothill Lemon Co\_\_\_\_\_ Jameson Co\_\_\_\_Arlington Heights Citrus Co\_\_\_ College Heights Orange & Lemon

Association \_\_\_\_\_Chula Vista Citrus Association. The\_ Escondido Cooperative Citrus Association \_\_\_\_\_

Fallbrook Citrus Association\_\_\_\_ .908 Lemon Grove Citrus Association... Carpinteria Lemon Association.... Carpinteria Mutual Citrus Associa-4.350 tion\_\_\_\_\_ 4.952 Goleta Lemon Association\_\_\_\_\_ 6.045

Johnston Fruit Co\_\_\_\_\_ Briggs Lemon Association\_\_\_\_\_ Fillmore Lemon Association\_\_\_\_ Oxnard Citrus Association\_\_\_\_ Rancho Sespe-San Fernando Heights Lemon Asso-

ciation \_\_\_\_\_ Santa Clara Lemon Association\_\_ Santa Paula Citrus Fruit Associa-

Limoneira Co

2. 126 Saticoy Lemon Association\_\_\_\_\_ 6.676 Seaboard Lemon Association\_\_\_\_ 6.414 Somis Lemon Association\_\_\_\_\_ Ventura Citrus Association\_\_\_\_\_ 1.895 Ventura County Citrus Association.

PRORATE BASE SCHEDULE-Continued DISTRICT No. 2-continued

Pror	ate bas <b>e</b>
Handler (pe	ercent)
Teague-McKeyett Association	0.744
East Whittier Citrus Association	096
Murphy Ranch Co	.342
North Whittier Heights Citrus Asso-	
ciation	.056
Sierra Madre-Lamanda Citrus. Asso-	
ciation	. 235
Dunning Ranch	000
Far West Produce Distributors	.028
Paramount Citrus Association, Inc.	489
Santa Rosa Lemon Co	.109
DISTRICT NO. 3	
Total	100,000

Consolidated Citrus Growers\_\_\_\_\_ 2.706 Desert Citrus Growers Co.\_\_\_\_ 15.678 Tempeco Groves 8.414 Arlington Heights Citrus Co......

James Macchiaroli Fruit Co..... 7.026 2, 535 Morris Bros. Fruit Co\_\_\_\_\_ 4.804 Mutual Citrus Products Co\_\_\_\_\_ Sunny Valley Citrus Packing Co\_\_\_\_\_ 2.016 Valley Citrus Packing Co\_\_\_\_\_ 000 [F. R. Doc, 53-9680; Filed, Nov. 13, 1953;

### TITLE 17—COMMODITY AND SECURITIES EXCHANGES

8:57 a. m.1

Chapter I — Commodity Exchange Authority (Including Commodity Exchange Commission), Department of Agriculture

[Hearing Docket CE-P 10]\*

PART 150-ORDERS OF THE COMMODITY EXCHANGE COMMISSION

LIMITS ON POSITION AND DAILY TRADING IN SOYBEANS FOR FUTURE DELIVERY

Findings of fact. On September 22, 1953, public notice was given (18 F R. 5654) that the Commodity Exchange Commission proposed to amend its order of August 13, 1951 (16 F R. 8107) establishing limits on position and daily trading in soybeans for future delivery, by increasing such limits from 1,000,000 bushels to 2,000,000 bushels. The said notice set forth the considerations which were the basis for the proposed amendment, stated that a hearing with respect thereto would be held if any interested person desired a hearing and notified the Presiding Officer to that effect on or before October 10, 1953, and specified that written statements with reference to the proposed amendment could be submitted by any interested person in addition to or in lieu of testimony at such hearing. No requests for a hearing have been received.

Pursuant to the provisions of section 4a of the Commodity Exchange Act (7 U. S. C. 6a) the Commodity Exchange Commission, after investigation and full consideration of written statements submitted by interested persons, and of representations made and evidence furnished by the Commodity Exchange Authority of the United States Department of Agriculture, which statements, representations, and evidence are made a part of the record, does hereby find:

(a) The volume of trading in soybean futures on the Chicago Board of Trade has been maintained at a level approximately equal to those for wheat and corn on the same market during the two and one-half years from January 1951 to June 1953. The volume of trading in soybeans during this period has approximated 25 to 30 percent of total trading in all grains on the Chicago Board of Trade. The ratio of volume of trading to open contracts in soybean futures is consistently higher than comparable ratios for other commodities.

(b) The level of open contracts in the January 1951-June 1953 period of approximately 46,100,000 bushels is not significantly higher than the average of 40,500,000 bushels in the representative period, October 1948 through December 1950, to warrant an increase in the position limit. However, the same limit for positions as for daily trading would avoid confusion and difficulties in enforcement.

(c) Trading in soybeans for future delivery on or subject to the rules of a contract market by a person who holds or controls a speculative net position of more than 2,000,000 bushels, long or short, in any one future or in all futures combined in soybeans, on or subject to the rules of such contract market, tends to cause sudden or unreasonable fluctuations or changes in the price of soybeans not warranted by changes in the conditions of supply or demand.

(d) Speculative buying or selling by a person during one business day of more than 2,000,000 bushels in any one future or in all futures combined in soybeans, on or subject to the rules of a contract market, tends to cause sudden or unreasonable fluctuations or changes in the price of soybeans not warranted by changes in the conditions of supply or demand.

Conclusions. Upon the foregoing facts, it is concluded that in order to prevent excessive speculation in soybean futures which will cause sudden, unreasonable, or unwarranted fluctuations or changes in price resulting in an undue and unnecessary burden on interstate com-merce in soybeans, it is necessary to maintain limits on the amount of speculative trading under contracts of sale of soybeans for future delivery on or subject to the rules of contract markets which may be done by any person; that an increase in the limit on daily trading in soybean futures is warranted; that there should be a similar increase in the limit on position; that 2,000,000 bushels is a reasonable limit on the net long or net short speculative position which any person may hold or control and upon the daily speculative purchases or sales which any person may make, in any one future or in all futures combined in soybeans, on or subject to the rules of any contract market.

Order Section 150.4 (a) and (b) of the order of the Commodity Exchange Commission, promulgated August 13, 1951 (17 CFR, 1952 Supp. 150.4 (a), (b)) is hereby amended by deleting tho figure "1,000,000" appearing in each paragraph of such section and substituting in lieu thereof the figure "2,000,000."

(Sec. 4a, as added by sec. 5, 49 Stat. 1492; 7 U. S. C. 6a)

This amendment increases the limit on the maximum net long or net short position which any person may hold or control in soybeans on or subject to the rules of any one contract market from 1,000,000 bushels in any one future or in all futures combined to 2,000,000 bushels in any one future or in all futures combined, and raises the limit on the maximum quantity of soybeans which any person may buy and on the maximum quantity which such person may sell, on or subject to the rules of any one contract market during any one business day, from 1,000,000 bushels in any one future or in all futures combined to 2,000,000 bushels in any one future or in all futures combined. Since the amendment will operate to relieve or liberalize an existing restriction and will not adversely affect the public, it is hereby found upon good cause, in accordance with section 4 (c) of the Administrative Procedure Act (5 U.S. C. 1003 (c)) that the amendment should be made effective within less than 30 days after publication in the Federal Register.

This amendment shall become effective November 16, 1953.

Issued this 10th day of November 1953.

Commodity Exchange
Commission,
[Seal] Ezra Taft Benson,
Secretary of Agriculture, Chairman.
Sinclair Weeks,
Secretary of Commerce.
Herbert Brownell, Jr.,
Attorney General.

[F. R. Doc. 53-9638; Filed, Nov. 13, 1953; 8:55 a.m.]

### Chapter II—Securities and Exchange Commission

PART 210—FORM AND CONTENT OF FINAN-CIAL STATEMENTS, SECURITIES ACT OF 1933, SECURITIES EXCHANGE ACT OF 1934, PUBLIC UTILITY HOLDING COMPANY ACT OF 1935 AND INVESTMENT COMPANY ACT OF 1940

TREATMENT OF COMPENSATION IN THE FORM OF STOCK OPTIONS GRANTED BY CORPORA-TIONS TO THEIR OFFICERS AND EMPLOYEES

On February 25, 1953, the Commission announced, in Securities Exchange Act of 1934 Release No. 4803–X, that it had under consideration the adoption of a proposed rule concerning treatment of compensation in the form of stock options granted by corporations to their officers and emoloyees. All interested persons were invited to submit views and comments on the proposal.

The rule was proposed because of the apparent lack of unanimity of opinion among corporate and public accountants as to the appropriate manner in which the amounts, if any, to be charged against income representing compensation to recipients of stock options should be determined. The principal point of disagreement was the time at which the determination should be made. Persuasive arguments were advanced for

each of three dates, i. e., when the options were (1) granted, (2) exercisable, or (3) exercised.

The Commission considered the comments and suggestions received and concluded that the propriety of using any one of these dates in all cases had not been established, and that determination of, and accounting for, cost to the grantor based upon the excess of fair value of the optioned shares over the option price at any one of the three dates advocated might, in some cases, result in the presentation of misleading profit and loss or income statements.

In these circumstances the Commission deemed it inappropriate to prescribe a procedure for determining the amount of cost, if any, of these stock options to be reflected in profit and loss or income statements filed with the Commission. However, in order that investors may be apprised of the monetary significance of the concessions made by registrants to officers and employees through the granting of stock options, the Commission announced, on August 25, 1953, in Securities Exchange Act Release No. 4926-X, a proposal to adopt a rule to be added to Regulation S-X (Part 210), and to be designated § 210.3-20 (d) (Rule 3-20 (d)) which will require full and complete disclosure of all stock option arrangements in financial statements filed with the Commission.

Only a small number of comments were received with respect to this latter proposal, and the Commission has determined that the rule should be adopted with certain minor modifications in wording. The principal change in the rule as adopted is the addition to § 210.3-20 (d) (2) of the sentence "The required information may be summarized as appropriate with respect to each of these categories."

The text of the Commission's action follows:

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Securities Act of 1933, particularly sections 6, 7, 8, 10 and 19 (a) thereof, the Securities Exchange Act of 1934, particularly sections 12, 13, 15 (d) and 23 (a) thereof, the Public Utility Holding Company Act of 1935, particularly section 20 thereof, and Investment Company Act of 1940, particularly sections 8, 30, 31 (c) and 38 (a) thereof, and deeming such action necessary and appropriate in the public interest and for the protection of investors and necessary for the execution of the functions vested in it by the said acts, hereby adopts the following rule to be added to Article 3 of Regulation S-X:

(d) Capital stock optioned to officers and employees. (1) A brief description of the terms of each option arrangement shall be given, including (1) the title and amount of securities subject to option; (ii) the year or years during which the options were granted; and (iii) the year or years during which the optionees became, or will become, entitled to exercise the options.

(2) State (i) the number of shares under option at the balance sheet date, and the option price and the fair value thereof, per share and in total, at the

dates the options were granted; (ii) the number of shares with respect to which options became exercisable during the period, and the option price and the fair value thereof, per share and in total, at the dates the options became exercisable; and (iii) the number of shares with respect to which options were exercised during the period, and the option price and the fair value thereof, per share and in total, at the dates the options were exercised. The required information may be summarized as appropriate with respect to each of these categories.

(3) State the basis of accounting for such option arrangements and the amount of charges, if any, reflected in income with respect thereto.

The foregoing action shall be effective with respect to financial statements for any fiscal year ending on or after December 31, 1953, filed as a part of any registration statement, application for registration, or report.

(Secs. 19, 23, 48 Stat. 85, 901 as amended, eec. 38, 54 Stat. 841; 15 U. S. C. 778, 78W, 802-37. Interpret or apply secs. 6, 7, 8, 10, 12, 13, 15, 43 Stat. 78, 79, 81, 892, 894, 895, as amended, sec. 20, 49 Stat. 833; secs. 8, 30, 31, 54 Stat. 803, 836, 838, 15 U. S. C. 77f, 77g, 77h, 77J, 781, 78m, 780, 79t, 802-8, 802-29, 803-30)

By the Commission.

SEAL]

ORVAL L. DUBOIS,

Secretary.

Noveliber 3, 1953.

[F. R. Doc. 53-9597; Filed, Nov. 13, 1953; 8.47 a. m.]

### TITLE 20—EMPLOYEES' BENEFITS

Chapter V—Bureau of Employment Security, Department of Labor

PART 604—POLICIES OF THE UNITED STATES EMPLOYMENT SERVICE

SERVICE TO MINORITY GROUPS

Pursuant to the authority vested in me by section 12, 48 Stat. 117, as amended, 29 U. S. C. 49k, Reorganization Plan No. 2 of 1949 and by delegation from the Secretary of Labor, this part is amended in the manner set forth below.

1. Section 604.8 is amended to read as follows:

§ 604.8 Service to minority groups. It is the policy of the United States Employment Service:

(a) To promote employment opportunity for all applicants on the basis of their skills, abilities and job qualifications

(b) To make definite continuous effort with employers with whom relationships are established, to the end that their hiring specifications be based exclusively on job performance factors.

(c) To assist the United States Civil Service Commission in effectuating Executive Order 9980 by disregarding nonperformance factors of race, color, religion, or national origin in the recruitment, selection, and referral of workers

on job orders from Federal establishments.

(d) To cooperate with procurement agencies and other appropriate agencies

of the Government in their efforts to secure compliance with nondiscrimination clauses in Government contracts.

(Sec. 12, 48 Stat. 117; 29 U. S. C. 49k)

Signed at Washington, D. C., this 5th day of November 1953.

ROBERT C. GOODWIN, Director of the Bureau of Employment Security.

[F. R. Doc. 53-9595; Filed, Nov. 13, 1953; 8:47 a. m.]

### TITLE 21-FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

PART 3—STATEMENTS OF GENERAL POLICY OR INTERPRETATION

LABEL DECLARATION OF SALT IN FROZEN VEGETABLES

Pursuant to section 3 of the Administrative Procedure Act (60 Stat. 237, 238; 5 U. S. C. 1002) the following statement of policy is issued:

§ 3.31 Label declaration of salt in frozen vegetables. (a) In a number of diseases or disease conditions it is important to restrict the intake of sodium. Sodium occurs in all natural foods, but added salt makes the most important contribution to the total sodium intake in the diet. Most fresh vegetables are of low sodium content and consumers generally regard frozen vegetables as being free of added salt and suitable for use in low-sodium diets. While salt may not be added directly as a seasoning ingredient during the processing of frozen vegetables, the use of salt brine in quality separation of such vegetables as peas and lima beans preparatory to freezing may contribute substantial amounts of salt to the finished article. The failure of the labels of frozen vegetables to declare the presence of salt has been the basis of complaints to the Food and Drug Administration.

(b) Section 403 (i) (2) of the Federal Food, Drug, and Cosmetic Act requires the label of a fabricated food to bear the common or usual name of each ingredient present. The Department of Health, Education, and Welfare regards any frozen yegetable containing salt, added directly or indirectly, as misbranded in violation of section 403 (i) (2) of the Federal Food, Drug, and Cosmetic Act unless its label names salt as an ingredient.

(Sec. 701, 52 Stat. 1055; 21 U. S. C. 371. Interprets or applies sec. 403, 52 Stat. 1048; 21 U. S. C. 343)

Dated: November 9, 1953.

[SEAU]

OVETA CULP HOBBY, Secretary.

[F. R. Doc. 53-9603; Filed, Nov. 13, 1953; 8:48 a. m.]

### TITLE 14—CIVIL AVIATION

Chapter I-Civil Aeronautics Board

Subchapter B—Economic Regulations [Reg. No. ER-190]

PART 233 — TRANSPORTATION OF MAIL, FREE TRAVEL FOR POSTAL EMPLOYEES

POSTAL EMPLOYEES TO BE CARRIED FREE; REQUESTS TO BE FILED

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 10th day of November 1953.

The Post Office Department has requested the Board to amend Part 233 of the Economic Regulations, which governs free travel for postal employees pursuant to section 405 (m) of the Civil Aeronautics Act. At the present time, § 233.1 specifies certain officials by title who are authorized to receive free transportation by air traveling on official business relating to transportation of mail by air. Section 233.3 requires copies of transportation requests issued to air carriers by postal travelers to be forwarded to the Secretary of the Board and to the Deputy Second Assistant Postmaster General.

The basis upon which the Postmaster General has urged the Board to amend the foregoing sections is that the titles as now set forth do not correspond with the titles presently in use in the Department. While certain of the duties of the officials heretofore authorized by the Board to receive free transportation by air have been eliminated as a result of the reorganization of the Post Office Department, and while certain of the officials named in the Post Office request will perform additional duties, the net effect of the reorganization is to decrease the list of persons specifically authorized to receive free transportation from 54 to 51.

On the basis of the information furnished the Board by the Postmaster General, the Board finds that this amendment is primarily a formal one not imposing further substantive burdens on the air carriers concerned, and accordingly, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 233 of the Economic Regulations (14 CFR Part 233), effective December 15, 1953.

1. By amending § 233.1 to read as follows:

§ 233.1 Postal employees to be carried free. Every air carrier carrying the mails shall carry on any plane that it operates and without charge therefor, the persons in charge of the mails when on duty, and the following officers, agents, and inspectors of the Post Office Department, when such persons are traveling on official business relating to the transportation of mail by aircraft and are duly accredited as provided in this section:

(a) The Postmaster General.

(b) The Deputy Postmaster General; the Assistant Postmaster General—Transportation; the Assistant Postmaster General—Operations; the Assistant Postmaster General—Facilities; the Assistant Postmaster General—Financo; and the Assistant Postmaster General—Personnel.

(c) The Executive Assistant to the Postmaster General; the Special Assistant to the Postmaster General; the Confidential Assistant to the Postmaster General; the Technical Assistant to the Assistant Postmaster General—Transportation; and the Confidential Assistant to the Assistant Postmaster General—Transportation.

(d) The Chief Post Office Inspector the Assistant Chief Post Office Inspector; the Solicitor, and the Associate Solicitors, of the Post Office Department.

(e) The following officers and agents of the Bureau of Transportation, viz. the Executive Director; the Director, Budget and Accounts; the Director, and the Assistant Director, Division of Air Service; the Administrative Officers, Division of Air Service; the Director, and Assistant Director, Division of International Service; the Director, Division of Employee Relations; the Regional Directors, Air Service; the General Superintendents, Postal Transportation Service; the District Superintendent, and the Assistant District Superintendent, 13th Division (Alaska), Postal Transportation Service.

(f) The Executive Director, and the Assistant Executive Director, Bureau of Post Office Operations; the Director, Division of Real Estate, Bureau of Facilities.

(g) Any Inspector of the Post Office Department.

(h) Any additional agent or officer of the Post Office Department designated by the Postmaster General.

2. By amending § 233.3 to read as follows:

§ 233.3 Requests to be filed. Each air carrier on or before the 20th day of each month shall forward one copy of every Request for Free Transportation by Air accepted by it during the preceding calendar month, to the Secretary, Civil Aeronautics Board, Washington 25, D. C., and one copy to the Director, Division of Air Service, Post Office Department, Washington, D. C.

(Sec. 205, 54 Stat. 984; 40 U.S. C. 425. Interprets or applies sec. 405, 52 Stat. 994; 40 U.S. C. 485)

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN, Secretary.

[F. R. Doc. 53-9636; Filed, Nov. 13, 1953; 8:54 a. m.]

<sup>&</sup>lt;sup>1</sup>The third copy shall be preserved by the air carrier in its records in compliance with the requirements of this subchapter. See § 249.4 of this subchapter, item 48-B.

## Chapter II—Civil Aeronautics Administration, Department of Commerce

Part 609—Standard Instrument Approach Procedures

ALTERATIONS

The standard instrument approach procedure afterations appearing hereinafter are adopted to become effective when indicated in order to promote safety of the Administrative Procedure Act would be impracticable and contrary to the public interest and therefore is not required

Fart 609 is amended as follows:

The low frequency range procedures prescribed in § 609 6 are amended to read in part:

LFR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, and courses are magnetic Distances are in statute miles unless otherwise indicated. Elevations and altitudes are in feet, MSL. Collings are in feet above alread in scordance with a different procedure authorized by the Administrator for Civil Aeronauties for such already in the particular area or as set forth below

If visual contact not established at authorized land ing minimums after passing facility within dis tance specified, or if landing not accomplished		11			Within 1.0 mile, climb to 3 000' on N course (342') within 25 miles. Westerly take-offs 800-2 day or night,	Within 2.6 miles, climb to 2,000 on 8 course (1639) and proceed to Southeate Intercetion.  All takeoffs to NW (22) will be restricted to 700-2.	with left hand turn recommended; sliding easie will not apply	Within 6.0 miles, climb to 6 000' on 8 course (163°) within 23 miles, "Contact must be established at shoreline 6 miles from Ranga Station with 1,000-1 day or 1,000-1 night and flight to Libuo Airport made under wisnel flight conditions by following thereline in esserty direction, in miles esserty direction, in miles	from Port Alica LFR •Mish terrain to N. Frake-off on runnay 21 will be restricted to 6:00-2;	lefting scale will not apply.  Vithin 3.2 miles, climb to 1,000 on SW course (or to a higher allitude when directed by ATD),  Perscent to 800 authorized after passing New Rechelle RBN; descrit to landing minimums authorized only after passing Laddandia LFR Doylation authorized in Janding minimums, pro	exulto furn dilitidated and bissed approxibilitude, Standard efearance not provided over 427 tank. I. miles NW of fanil approxib course, 387 bridge towers II, and 16 miles SE of fain approximeters, 360 bridge tower approximately amiles W of airport. Also, 500 broadcast tower 10 miles NW of range 8TN and Empire 8t. Bidg 3,8 miles NW of missed approach course 8t. Bidg 3,8 miles	
alnimums	Typo alrcraft	More than 76 m p b	10			\$6555 56512 5612 5612 5712 5712			25.55.7.7.7. 25.55.55.7.7.7.7.7.7.7.7.7.7.7.7.7.7.7.7		-8888 -8888 	
Celling and visibility minimums	Type (	76 m, p. h or less	c			\$8888 1989 1989 1989 1989	2552 2122	25 28	25.595. 25.595. 25.15.25.		5555	,
Celling an		Condition	œ			4444 4444	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	V G	\$40044 \$4444		#### ####	
	Course and distance, facility to airport		2			231-10	075-2.0		0 9-98.		22-3.2	
Minimum	Minimum altitudo over facility on final approach course (ft)		9			003	092		3,000		099 '1.	
Procedure form (_) olds of	Procedure turn (—) side of final approach course (outbound and inbound); altitudes; limiting dis- tances		so.	1933		N side E course: Ord outbound 229 inbound, 1600' within 25 miles.	8 side of SW cource: 236 outbound 835 inbound	2,000' within 25 miles.	Beido" of SE course; 100 out bound 280 Inbound; 3,000' within 23 miles		N side NE courte: 042 outbound 222 Inbound 220 vittin 15 miles, 2000' within 25 miles,	
	Minimum	)	~	vo Nov 12,				83			1,000	
	Course and dis		80	ED Esceti	_			<b>1</b>			91-222	
Initial approach to facility from—		2	PROOEDURE CANCELED Effective Nov 12, 1933		MEA, all directions	MEA, all directions	Barbers Point FM (Final)	MEA, all directions		Port Chester FM (Flnal)		
	Oity and State, airport name, clovation; facility: class and identification; procedure No;	enectivo dato		DOUGLAS, ARIZ Blobec. Douglas Intera	HORAL ALCA BANKLZ-VDT DUG Procedure No 1	HILO, HAWAII General Lyman Alrport, 50 SBRAZ 170 Freeclure No 1	HONOLULU HAWAII Honolulu International Alt	Procedure No 1	LIUUE, KAUAI HAWAII Lihue, 146 BIRAZ PAK Procedura No 1 Dec. 1, 1633		NEW YORK, N. Y. LAGUMAI, Field 20' EARLA SOLYN LOA FOR SOLYN FOR SOLY SOLY Oct 22, 1833	

ontinued
PROCEDURE—(
APPROACH
INSTRUMENT
R STANDARD
LE

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	If visual contact not established at authorized land ing minimums after passing facility within dis	tance spectition, of it tanding not accomplished	п	Within 4.5 miles of LGA LOM, climb to 1,600' on Miles for to a higher altitude when directed by ArtO.  *Descent to landing minimums authorized after passing LGA LOM. Deviation authorized, standard obstruction clear-	ance not provided over than 422' MSL 1.9 miles Nof airport, 568' bldg, 4 miles W of LGA LOM and 578' bldg, 3 miles SW of LOM. Within 6 miles, olimb to 8 000' on N course (344') Within 25 miles.  *Contact must be established at shoreline 6 miles from range station at 1,000. Flight to airport under visual contact conditions. CAUTON: Rapidly rising terrain NE of range station 1 000' at 2 miles 3 000' at 3 miles 10 025' at 10 miles	
ninimums	Type sircraft	More than 76 m p h	er er	300-1 600-135 600-1	2000 000 000 000 000 000 000 000 000 00	
Celling and visibility minimums	Type	76 m. p. h or less	6	800-1 800-1 800-1	860-2-1 860-2-1 860-2-1 860-2-1	
Celling an		Condition	8	T-DN S-DN A-DN A-DN	- FF00944 - 44444	
		alrport	1. 2	MAN (TOWN)	*344123	
Minimum	altitude over facility on final	approach course (ft )	9	1, 200* (over LGA LOM)	2, 500	
Decoration trees ( ) adds of	final approach course (otherwise to the course (otherwise the course (otherwise the course (otherwise the course otherwise the course of the c	tances	2	S side SW course 222 outbound 042 inbound. 1,600' within 26 miles	E side of S course: 164 out bound, 344 inbound 4 000' within 25 miles	
	Minimum altitude	}	4	1 200		
	Course and dis	3	, ,	042—16		•
	Initial approach to facility from—		2	Flatbush RBN (Final)	MEA, all directions	
	elevation; facility: class and identification; procedure No;	יייים מפנט	1	NEW YORK, N. Y LaGuardis Field 20' SBRAZ-DTXV; LGA Frocedure No 2 Oct 22 1933	PUUNENE, HAWAII Maul Alport, 137' FORAZ MAU Procedure No. 1 Nov. 1 1933	

2 The automatic direction finding procedures prescribed in § 609 9 are amended to read in part:

ADF STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings headings and courses are magnetic. Distances are in statuto miles unless otherwise Indicated. Elevations and altitudes are in feet, MSI. Cellings are in feet above alreation sufficient to below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted at the below named airport, it shall be made over specified froutes. Minimum altitude(s) shall correspond with those established for an route operation in the particular area or as set forth below

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Otto and States of				Procedure turn () eide of	Minimum		Celling an	Celling and visibility minimums	smnmtu)	
elevation; facility: class and identification; procedure No;	Initial approach to facility from-	Course and dis	Minimum altitude	final approach course altitude Course and (outbound and inbound) over facility distance, (outbound and inbound); on final facility to	over facility on final			Type alreraft	Ircraft	If visual contact not established at authorized land ing minimums after passing facility within dis
onecuive date				tances	approach course (ft )		Condition	75 m. p. h More than or less 75 m p h.	More than 75 m p h.	varice specifical of in tanding not accomplished
1	RI	8	4	2	8	1	8	8	g	11
OANTON ISLAND, PHOE NIX ISLANDS Topham Field 9 HV OIS Procedure No 1 Nov 1 1935	All directions		2 000	E side of course: 185 outbound 005 inbound. 1 000' within 25 miles	89	005-2 6	FOA Hada	800-137 800-137	500-13/2 500-13/2 800-2	800-114 Within 2.6 miles climb to 2 000' on course of 005° 800-13 within 25 miles

:		It visual contact not established at authorized land ing minimums after passing heality within dis	canco specifica, of 11 innamig not accomplished	п			Alternate on filscad approach—when altected by ATO, execute elimbing left turn to intercept and elimb on 300° outbound course from LOM, within 18 miles, all turns on W slade, per execute elimbing left turn, elimb to 4,00° proceeding direct to the LOM.	and hold on the E side of the 203° outbound-022° inbound course at 4 000' within 16 miles of LOM					Within 2.5 miles climb to 1 600' on course of 270° within 2.5 miles — Contect must be established at reef (shereline) 2.5 miles from station on course of 27.5 manuelie and	
	ninimums	Type direraft	More than 75 m p h	9	300-1	227 2627 2627 2627 2627 2627 2627 2627	. 800-2							888888 8388888
	Colling and visibility minimums	Type	76 m. p. h or less	6	300-1	777 288 288	800-5						889-17 889-17 89-17 89-17 89-17	255555 2555555 2555555
Continued	Celling an		Condition	&	T-DN	2000 2000 2000	NG-V					ţ	3535	
ocepone		Course and distance, facility to	airport	7	Ì23-4 4								188-1	02-00
FROACH FR	Minimum	altitudo over facility on final	approach course (ft )	9	3, 560								23	83
AND SIANDAND INSTRUMENT ARTHOUGH FROCEDORS—COMUNICA	Procedure turn (—) skde of final approach course (cutbound and inbound); altitudes; limiting dis tances			10	B side of course:	203 outbound 023 hbound 4 000, within 15 miles of	NA. 20 and 28 miles				-		N side of course: 83 outbound 275 inbound. 1,000' within 25 miles.	8 side of course: 275 outbound 85 inbound, 1,000' within 23 miles,
200		Minimum is altitudo	)	7	4, 700	4 700	4,000	4 000	4 100	4,100	4,000	000 '≯	1, 200	1, 000
	-	Course and dis		3	254-15	360-24	696-18	023-21	330-19	343-22	015-0.6	246-8		
		Initial approach to facility from		S	Rockford FM to GEG LFR	Pine Olty FM/H to GEG LFR	Harrington FM to INT. 203° bearing from LOM and 276° bearing from Pine Oity ' H".	INT, 203° bearing from LOM and 270° bearing from Pine Oity H" (fi-	Pine Olty H" to INT 203° bearing from LOM and 330° bearing from Pine Olty 'H".	Pine City FM/H	aeg vor	geo lfr	All directions	All directions
	N	o Oity and State; airport name, olovation; facility: class and continention; procedure No;	onecity date	1	SPOKANE, WASH,	LOME-DE SAL	2007 07 200			0			WAKE ISLAND Wake Alrport 10' HIW AWK Procedure No 1	WAKE ISLAND When Almort 10' MILW ANX Procedura No. 2 Nov. 1, 1033

ADE STANDARD INSTRUMENT APPROACH PROCEDURE-Continued

### The instrument landing system procedures prescribed in § 609 11 are amended to read in part; ø

ILS STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, and courses are magnetic. Distances are in statute miles unless otherwise indicated. Elevations and altitudes are in feet, MSL. Cellings are in feet above airport elevation.

If an ILS instrument approach is conducted at the below named airport, it shall be in accordance with the following instrument approach, procedure, unless an approach is conducted in accordance with a different procedure area or as set forth below;

Administrator for Civil Aeronautics for such airport. Initial approaches shall be made over specified routes. Minimum altitude(s) shall correspond with those established for en route operation in the particular

									LES .
	If visual contact not estab lished upon descent to authorized landing mini	nums or it tanding not accomplished	85	3	Within 4.6 miles after pass	ing LOM (ADF) exe	cute cinatons right turn, climb to 2,500° on SE course of ILS within 10 miles of LOM all turns on S side.	OAUTION: approach lights not installed. 688' MSL terrain located 3½ miles	south of airport
ollity	4	More than 75 m p h	2		300-1	200-172	400- 800-1%	800-2	1000-2 BOOB
Ceiling and visibility minimums	Type aircraft	76m.p.h or less	=	:	2000	T-me	200- 800-1	800-2	1000-2 BQOB
	'	Condi	100		타	7	RWY 31 ILS ADF	A-dn II.8	A-dn ADF
of glide and dis	tance to ap- proach end of runway at—	Middle marker	٥		470-0 8				
		Outer marker	00		1 520	,			
Mini	altitude at glide slope intercen	tion inbound (ft )	-		2, 200	ADE	1,700 over LOM		
	side of final ap proach course (out- bound and in	lmiting distances	9		S side of SE course:	309° inbound.	2 200 feet within 5 miles 2 500 feet within 10 miles 15, 20, and 25 miles	Procedure turn to	high terrain
	Minimum	altitudes (ft )	5		3 000				,
		Course and distance			092—16				
to ILS		Ę. Į			LOM				
Transition to	Ę	<b>-</b> TIO14-	67		Int. 182 outbound course from UBG VOR and 272° outbound	compa itom are now			
•	City and State; airport name, eleva- tion; facility: class and identifica- tion; procedure No ; effective date		1	מתני אים דגם	McNary Field (Municipal) 207'	LOM SL	Procedure No. 1 Combination ILS and ADF Oct. 28 1933		

# 4 The very high frequency omnirange procedures prescribed in § 609 15 (a) are amended to read in part;

VOR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, and courses are magnetic. Distances are in statute miles unless otherwise indicated. Blovations and altitudes are in feet, MSL. Cellings are in feet above alport elevation.

thorized by the Administrator for Civil Aeronautics for such alrport. Initial approaches shall be made over specified routes. Minimum altitude(s) shall torrespond with those established for en route operation in the particular area or

	HIS	If visual contact not established at authorized land ing minimums after passing facility within dis		11			Westerly take-offs 800-2 day or night	700-2 700-1 700-1 700-2 70	-1.77 Allen Lark and Cerring 335° to HNL VOR)2 with left band turn recommended; sliding scale will not apply.		
	niujuju 6:	Type streeft	h More than 75 m p h	<u>2</u>							
	Colling and visibility minimum's		75 m. p. h or less	6				8888		·	
	Celling a		Condition			9.9 9.9	000	4. 14.6.0	A Co		
	,	5-2	airport	7		260-2 1		078-& 6		·	
	Minimum	over facility on final	approach course (ft )		Ì	009		1,000			_
	Procedure turn (—) side'of final approach cours (outbound and inbound); altitudes; limiting dis- tances		מ		N side of course: 080 outbound	2000' within 25 miles	S side of course: 236 outbound 055 inbound	2 000' within 25 miles			
[.		Minimum altitude (ft )		4				<b>6</b> ,000	ş, 000	2 000	1,000
		Course and dis tance		es			-	23029	348-18	055—17	055-6
		Initial approach to facility from—		63		MEA all directions		Int. brg. 127° to Lanai VOR and brg. 230° to HNL VOR (Kaneobe Int.)	Int. SE crs Port Allen LFR and brg. 348° to HNL VOR (Southgate Int)	Int. SE ers Port Allen LFR and brg. 055° to HNL VOR (Makai Int.)	Barbers Point FM (FINAL) 055-5
	City and State; alrport name,	elevation; facility: class and identification; procedure No; effective date		п	TIM DIMIT	General Lyman Airport 30 BYOR ITO	Procedure No 1	WAII national Air	Procedure No 1 Nov. 1 1953		·

		If visual contact not established at authorized land		11	Within 7.0 miles, elimb to 3,000' on course 354s' within 20 miles of VOR facility, roverse course, continuo elimb to 5,000', proceed to Pincappio Int. via course 222s' from Mani VOR, Hold 2 min tues west of Pincappio Int. on course 100s' from Land VOR. Make turns to north account dan ger area to south.	High termin to east,  ## ## ## ## ## ## ## ## ## ## ## ## ##	OAUTONS: High termin 6 miles NE of airport.  ### Contact 3 miles before reaching VOR station, make left turn, elimb to 3000' on course 022" within 16    miles rovers course climbing to 6000' over VOR station.    High termin to W.   Station   Stat	Within 5.1 miles, execute elimbing left turn to inter			ATU, execute climbing left turn to intercept and climb to 4,000, on the 300° outbound course from	ore VOL, within 22 mile, all turns on W add; or execute climbing left turn, climb to 4,000, pro- scal direct to the QEG VOR and hold on the E side of the 200 outbound—029 inhound course at 4,000 within 15 miles of QEG VOR			Within 1.5 miles, elimb to 4,000' on course 2010 within 25 miles.
	minimums	Typo aircraft	More than 75 m p h	101	2002 2002 2003 2003 2003 2003 2003 2003	1, 28, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2, 2,	7.555.555 7.555.555 7.555.555		88	17 88 88					255 255 255 255 255 255 255 255 255 255
	Obiling and visibility minimums	Typo	75 m, p, h or less	8	200-1 200-1 700-1 700-2 800-2	806-2 1,206-2 NA-2 1,206-2	X X 2-65 2-66 2-66 2-66 2-66 2-66 2-66 2-66	1-00 000 000	33 33 33 33 33 33 33 33 33 33 33 33 33	77 88 88					33555 55555 55555 5555 5555 5555 5555
Continued	Cielling an	ì	Condition	8	A do de	4444 40044	₽₽₽₽₽₽₽ ₽₩₽₽₽₽₽₽	T-dn	3 to	7-da 7-da 7-da					4444444
		Course and distance, facility to	airport	7	354-7 9	205-1 5	320-0 6	026°-5.1							20-1 S
ROACH PRO	Minimum		approach courso (ft )	9	3,000	#2, 500	9740	3,700							1,400
ok Standard Instruktent Approach Procedure—Continued	Decording terms (4.2) alds of	freedure turn (—) side of final approach course (outbound and inbound);	tances	10	*W sido of course: 180 outbound 180 hibound 180 hibound 180 within 10 miles. 180 out out on the outper 180 out	*N sido of courso: 270 outbound 000 inbound. 3 000' within 25 miles	E sido of courso: O25 outbound 225 inbound 2205 inbound 2200 within 15 miles 2000 within 15 miles 2000 within 15 miles 200 within 15 wit	B side of course:	026° firbound	OEO VOR 20 and 26	THE WA				N.* side of course: 2.30 outbound, 670 inboind, 3 600' within 23 miles
VOIG		Minimum altitudo		75	3,000			4,700	4,000	4,000	4,100	4 000	4,100	000 +	:
		Course and dis	3	8	360-12			252-24	215-8	225-0 0	333-22	633-18	81-522	025-20 ,	
	7	Initial approach to facility from—	_	2	Rainbow Int. (dna))	MEA, all directions	MEA, all directions	Rockford FM	geg ler	GEG LOM	Pine Oity FM/II	Harrington FM to Int. 200° course from GEG VOR and 270° course from Pine Qity "H".	Pino City "II" to Int. 230° course from GEO VOR and 323° course from Pino City "II".	Int. of 203° cours from OEG VOR and 270° cours from Pine City "II", to GE G V OR (Final)	MEA, all directions
	~	Olty and State, airport name, olovation; facility: class and identification; procedure No;	offective date	1	KAHULUI, MAUI, HAWAII Kohului Airport, 60' BYOOK MAU Procedure No 1 Dec 1 1083	LANAI OTTY, HAWAH Lanal Aliport 1,316 BYOR LNY Procedure No 1 Dec 1, 1053	LIHUE, KAUAI, HAWAII Line 148 Line 148 Procedure No 1 Dec. 1, 163	BPOKANE, WASH.	BYOR GEG	Oct. 16, 1833					UPOLU POINT, HAWAH Upolu Point Altport 66' DVOR, Upp Proceding No 1 Dec. 1, 103

VOR STANDARD INSTRUMENT APPROACH PROCEDURE-Continued

5 The very high frequency omnirange procedures prescribed in § 609 15 (b) are amended to read in part;

Bearings headings and courses are magnetic Distances are in statute miles unless otherwise indicated Elevations and altitudes are in feet MSL Ceilings are in feet above airport elevation.

TVOR STANDARD INSTRUMENT APPROACH PROCEDURE

If a TVOR instrument approach is conducted at the below named airport it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure or as set forth below or as set forth below

							OULA HOL
	7 ( )	If Yishai contact not established at TYOR, or if accomplished	]]	Within 0.0 mile, climb to 1,600 on course of 033° within 10 miles of Salisbury VOR: Nore: Lights available on Runways 13-31 only.	Within 0.0 mile, climb to 1,500 on course of 146° within 10 miles of Salisbury VOR.  Nore: Lights available on runways 13-31 only	Within 0.0 mile, climb to 1,600 on course of 230 within 10 miles of Salisbury VOR.  Nore: Lights available on runways 13-31 only	Within 0.0 mile, climb to 1,600 on course of 304° within 10 miles of Salisbury VOR. Nore: Lights available on runways 13–31 only
ainimums	Type aircraft	More than 75 m p h	10	300-1 500-2 500-1 800-2	300-1 700-1 <sup>3</sup> / <sub>2</sub> 800-2	200-1-200-2 200-1-2 200-1-2 200-1-2	800-2 800-2 800-1
Celling and visibility minimums	Type (	75 m. p. h or less		800-1 800-1 800-1	7777 8998	7777 8888 8888	300-1 200-1 800-1 800-2
Celling an		Condition	80	A-Du A-Du A-Du	T-dn C-dn 8-dn 13 A-dn	S-dn S-dn A-dn A-dn	7-dn S-dn A-dn
Course and distance	from int runway center line	extended and final course to approach end of run way	7	0440 25	134—0 5	224—0 25	314—0 5
	Minimum altitude	ity on final approach course (it)	9	009	800	009	009
	Procedure turn (—) side of final approach course (out bound and inbound); al- titudes; limiting distances		2	E side course: 218 outbound 038 inbound 1600' within 10 miles	W side course: 326 outbound 146 inbound 1 600' within 10 miles	W side course: 050 outbound 230 inbound. 1 600' within 10 miles	N side course: 124 outbound : 304 inbound, I 500' within 10 miles
		titude (ft )	4				
		tance	ဗ				
	Initial approach to facility	from-	લ		4	1	•
	City and State; airport name, elevation; facility: class and	(TVOR); effective date	1	BALISBURY MD. Viconico County Airport BVOR SBY TVOOR 847 NOW 10, 1000	SALISBURY MD Wicomico County Airport EVOR SBY TYDOR #135 Nov. 10, 106	SALISBURY, MD. Wicomico County Alrort EVOR SBY TYVOR RES NOW 10, 105	SALISBURY MD. Weemico County Airport BYOR SBY TYOR #31 Nov 19 1983

(Sec 205 52 Stat 984 as amended; 49 U S O 425 Interpret or apply sec 601 52 Stat 1007 as amended; 49 U S O 551) These procedures shall become effective upon publication in the Federal Register

[SEAL]

[F R Doc 53-9481; Filed Nov 13 1953; 8:45 a m]

F B LEE Administrator of Civil Aeronautics

### TITLE 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service, Department of the Treasury

Subchapter C—Miscellaneous Excise Taxes [Regs. 46; T. D. 6029]

PART 316—EXCISE TAXES ON SALES BY THE MANUFACTURER

MISCELLANEOUS AMENDMENTS

### Correction

In Federal Register Document 53-6232, appearing at page 4113 of the issue for Wednesday, July 15, 1953, paragraphs (m) through (p) as added to \$ 316.204 in paragraph 35, should have been designated paragraphs (n) through (q), respectively. In redesignated paragraph (o) reference to paragraph (o) should read "paragraph (p)" in redesignated paragraph (p) reference to paragraph (n) should read "paragraph (o)"

### TITLE 32—NATIONAL DEFENSE

### Chapter XIV—The Renegotiation Board

Subchapter B-Renegotiaton Board Regulations Under the 1951 Act

PART 1453—MANDATORY EXEMPTIONS FROM RENEGOTIATION

CONTRACTS AND SUBCONTRACTS FOR CERTAIN
AGRICULTURAL COMMODITIES AND RAW
MATERIALS

Section 1453.2, paragraph (d) Profits from increment in value of excess inventory, subparagraph (3) Definitions is amended by deleting the second sentence of subdivision (ii).

/Sec. 109, 65 Stat. 22; 50 U. S. C. App. Sup. 1219)

Dated: November 10, 1953.

NATHAN BASS, Secretary.

[F. R. Doc. 53-9634; Filed, Nov. 13, 1953; 8:54 a. m.]

PART 1457—FISCAL YEAR BASIS FOR RENE-GOTIATION AND EXCEPTIONS

PART 1499—STATUTES, ORDERS AND DELEGATIONS

FISCAL YEAR OF PARTNERSHIPS; PARTNERSHIP
RETURNS

- 1. Section 1457.7 is amended by deleting paragraphs (b) and (c) in their entirety and inserting in lieu thereof the following:
- (b) Application of statutory provision. The fiscal year of a partnership is the taxable year thereof under chapter 1 of the Internal Revenue Code. If the composition of the partnership changes before the completion of a full fiscal year by reason of the death, withdrawal, substitution, or addition of a partner, or a shift of interests among the partners, but the partnership business, or a substantial portion thereof, is continued, the fiscal year of the partnership shall continue to be the taxable year previously established by the partnership, unless

the Board determines otherwise. If on or before December 31, 1953, a partnership so continuing has filed a Standard Form of Contractor's Report for a fiscal year shorter than the fiscal year prescribed by this section, and final action with respect to such fiscal year has not been taken by the Board, such shorter fiscal year shall be considered to be the fiscal year of the partnership unless the contractor, within a reasonable time, or the Board, gives notice by registered mail that it desires that the contractor be renegotiated for such full fiscal year. Such notice by the contractor shall contain a statement that in determining the time limited under section 105 (c) of the act for commencement of renegotiation, such notice shall be considered the filing required by section 105 (e) of the act for such full fiscal year, unless renegotiation has already been commenced with respect to such shorter fiscal year. In the latter event, such notice shall contain a statement that the contractor agrees that, in lieu of the period of limitations prescribed in section 105 (c) of the act, renegotiation for such full fiscal year may be completed within two years following the date of the mailing of such notice by the contractor to the Board.

(c) Comment. Originally this section, following the rulings of the Internal Revenue Service, provided that, when a partnership before the completion of a full fiscal year had a readjustment of interests by reason of the death, withdrawal, substitution, or addition of a partner, or a shift of interests among the partners, the fiscal year of such partnership terminated on the date such readjustment occurred and a new fiscal year for the partnership commenced if the business continued. By Revenue Ruling 144 (Int. Rev. Bull. 1953-16, 29, dated August 3, 1953) set forth, in part, in § 1499.34 of this subchapter, the Internal Revenue Service declared that such readjustment did not, of itself, effect a termination of the partnership for Federal income tax purposes; and that, when the business of the partnership, or a substantial portion thereof, continued, the returns of such partnership should continue to be filed on the basis of the annual accounting period previously established by the partnership. This section has been amended as set forth in paragraph (b) of this section to conform the practice of the Board with that of the Internal Revenue Service. The ruling is not limited in its retroactive effect, and therefore, with the exceptions indicated, the Board will give it effect in all open cases under the 1951 Act. The former provisions of this section remain effective as to any cases concluded thereunder.

- 2. Part 1499 is amended by adding § 1499.34 to read as follows:
- § 1499.34 Internal Revenue Service Rev. Rul. 144. Section 187: Partnership returns.

Advice is requested respecting the effect on a partnership, for Federal income tax purposes, of the death, withdrawal, substitution, or addition of a partner.

As defined in section 3797 (a) (2) of the Internal Bureau Code, the term "partnership" for tax purposes is broader than the term under common law, the Uniform Part-

nership Act, or individual State laws. Accordingly, the Federal tax consequences of transactions involving partnerships and interests in partnerships will be determined upon the basis of their substance and in accordance with the Federal tax laws without regard to the technical refinements of State laws. (See Commissioner v. Francis E. Tower, 327 U. S. 230; Ct. D. 1670, C. B. 1946–1, 11, and Heiner v. Mellon, 304 U. S. 271; Ct. D. 1345, C. B. 1938–1, 349.)

Sections 187 and 183 of the Code, which refers to the "taxable year" of the partnership, recognizes a partnership as a unit for the purpose of filing returns. These sections do not contemplate that a partnership may terminate its taxable year and thus change its accounting period by the mere act of admitting or retiring a partner, nor that the Commissioner, may force a change of accounting period under such circumstances.

Accordingly, it is held that a change in the membership of a partnership resulting from the death, withdrawal, substitution, or addition of a partner, or a shift of interests among existing partners does not, in itself, effect a termination of a partnership for Federal income tax purposes. Ordinarily, a partnership will be treated as continuing where the business of the partnership, or a substantial portion thereof, is continued. The returns of a continuing partnership should continue to be filed on the basis of the annual accounting period previously established by the partnership. \* \* \*

(Sec. 109, 65 Stat. 22; 50 U.S. C. App. Sup. 1219)

Dated: November 10, 1953.

NATHAN BASS, Secretary.

[F. R. Doc. 53-9635; Filed, Nov. 13, 1953; 8:54 a. m.]

### TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter 1—Office of Defense Mobilization

[Defense Mobilization Order V-1]

DMO V-1—CREATING AN INTERDEPART-MENTAL MATERIALS ADVISORY COM-MITTEE

By virtue of the authority vested in me pursuant to Defense Production Act of 1950 as amended; Executive Order No 10480 of August 15, 1953; Public Law 520, 79th Congress; and Reorganization Plan No. 3, effective June 12, 1953; and in order to facilitate the coordination of Federal policies and programs with respect to the supply of materials to meet the requirements for both current defense activities and readiness for any future national emergency, it is hereby ordered:

1. There is established in the Office of Defense Mobilization an Interdepartmental Materials Advisory Committee which shall consist of the Assistant Director for Materials as Chairman and a representative from each of the following departments and agencies:

Department of Agriculture.
Department of Commerce.
Department of Defence.
Department of the Interior.
Department of State.
Foreign Operations Administration.
Goneral Services Administration.

2. The Interdepartmental Materials Advisory Committee shall advise the Assistant Director for Materials on policies, plans, programs, and problems relating to defense materials which come within his jurisdiction, including:

a. The stockpiling of strategic and critical materials.

b. The content, status, rate of progress, and completion dates of defense materials programs.

c. Changes in program emphasis necessary to meet major problems and objectives.

d. New programs that may be required to improve the supply of defense materials.

3. This order supersedes DPA Administrative Order No. 26-2, and shall become effective immediately.

> OFFICE OF DEFENSE MOBILIZATION, ARTHUR S. FLEMMING, Director

[F. R. Doc. 53-9707; Filed, Nov. 13, 1953; 11:37 a. m.]

### Chapter XXI-Defense Rental Areas Division, Office of Defense Mobilization

[Rent Regulation 1, Amdt. 166 to Schedule A] [Rent Regulation 2, Amdt. 164 to Schedule A]

RR 1-Housing

RR 2-ROOMS IN ROOMING HOUSES AND OTHER ESTABLISHMENTS

SCHEDULE A-DEFENSE-RENTAL AREAS MISSOURI

Effective November 13, 1953, Rent Regulation 1 and Rent Regulation 2 are amended so that the item of Schedule A indicated below reads as set forth

(Sec. 204, 61 Stat. 197, as amended: 50 Ù. S. C. App. Sup. 1894)

Issued this 12th day of November 1953.

GLENWOOD J. SHERRARD, Director.

Defense Rental Areas Division.

(172) [Revoked and decontrolled.]

These amendments decontrol the following defense-rental area on the initiative of the Director, Defense Rental Areas Division, Office of Defense Mobilization, under section 204 (c) of the act: Fort Leonard Wood (Missouri) Defense-Rental Area.

[F. R. Doc. 53-9665; Filed, Nov. 12, 1953; 3:15 p. m.l

[Rent Regulation 3, Amdt. 156 to Schedule A] [Rent Regulation 4, Amdt. 100 to Schedule A]

RR 3-HOTELS

RR 4-Motor Courts

SCHEDULE A-DEFENSE-RENTAL AREAS MISSOURI

Effective November 13, 1953, Rent Regulation 3 and Rent Regulation 4 are amended so that the item of Schedule A indicated below reads as set forth below. (Sec. 204, 61 Stat. 197, as amended; 50 U.S.C. App. Sup. 1894)

Issued this 12th day of November 1953.

GLENWOOD J. SHERRARD, Director

Defense Rental Areas Division.

(172) [Revoked and decontrolled.]

These amendments decontrol the following defense-rental area on the initiative of the Director, Defense Rental Area Division, Office of Defense Mobilization, under section 204 (c) of the act: Fort Leonard Wood (Missouri) Defense-Rental Area.

IF. R. Doc. 53-9664; Filed, Nov. 12, 1953; 3:15 p. m.]

### TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

### Chapter I—Veterans' Administration

PART 21-VOCATIONAL REHABILITATION AND EDUCATION

SUBPART E-VETERANS' READJUSTMENT ASSISTANCE ACT OF 1952

MISCELLANEOUS AMENDMENTS

### Correction

In Federal Register Document 53-9397. appearing at page 7008 of the issue for Friday, November 6, 1953, the signature at the end should read "H. V Stirling, Deputy Administrator"

### TITLE 47-TELECOMMUNI-CATION

### Chapter I—Federal Communications Commission

[Docket No. 10685]

PART 3-RADIO BROADCAST, SERVICES

EXTENSION OF USE OF CERTAIN FREQUENCIES IN TERRITORIES AND POSSESSIONS OF U.S.

In the matter of amendment of § 3.25 of Part 3 of the Commission's rules and regulations (Radio Broadcast Services) to permit more extensive use to be made of certain standard broadcasting frequencies in the territories and possessions of the United States; Docket No. 10685.

1. The Commission has under consideration its notice of proposed rule making issued September 11, 1953 (FCC 53-1162) proposing to amend § 3.25 of its rules to permit more extensive use to be made of certain standard broadcast frequencies in the territories and possessions of the United States.

2. Comments in support of the proposal were filed by William J. Wagner, trading as Alaska Broadcasting Company, licensee of KFQD, Anchorage, KFRB, Fairbanks, KTKN, Ketchikan, KINY, Juneau, KIFW Sitka, and KIBH, Seward. It was urged that the Commission adopt the instant proposal and to make it effective as soon as possible. No oppositions to the proposal were filed.

3. Authority for the adoption of the amendment herein is contained in sections 4 (i) 303 (a) (b), (c) (d), (f), and (r) and 307 (b) of the Communications Act of 1934, as amended.

4. In view of the foregoing: It is ordered, That effective 30 days from publication in the Federal Register, § 3.25 (d) of the Commission's rules and regulations is amended to read as follows:

§ 3.25 Clear channels: Class I and II stations. \* \* \*

(d) In continental United States, for Class II stations which operate daytime only with power not in excess of 1 kilowatt and which will not deliver over 5 microvolts per meter groundwave at any point on the Mexican border, and in Alaska, Hawaii, Puerto Rico, and the Virgin Islands, for Class II stations which will not deliver over 5 microvolts per meter groundwave or 25 microvolts per meter 10 percent time skywave at any point on the said border: 730, 800, 900, 1050,° 1220 and 1570 kilocycles.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S. O. 154. Interprets or applies sec. 803, 48 Stat. 1082, as amended, sec. 307, 48 Stat. 1084; 47 U. S. C. 303, 307)

Adopted: November 5, 1953.

Released: November 9, 1953.

FEDERAL COMMUNICATIONS COMMISSION.

WM. P MASSING, [SEAL] Acting Secretary.

fF. R. Doc. 53-9604; Filed, Nov. 13, 1953; 8:48 a. m.]

[Docket No. 10688]

PART 3-RADIO BROADCAST SERVICES

TABLE OF ASSIGNMENTS FOR TELEVISION BROADCAST STATIONS

In the matter of amendment of § 3.606 Table of assignments, rules governing television broadcast stations; Docket No. 10688.

1. The Commission has under consideration its notice of proposed rule making issued on September 11, 1953 (FCC 53-1174) and published in the FEDERAL REGISTER on September 17, 1953 (18 F R. 5572) proposing to assign additional channels in a number of communities,

2. The time for filing comments in the above-entitled proceeding expired October 13, 1953. No comments have been filed opposing any of the proposed assignments with the exception of Channel 70 proposed for Lexington, Kentucky.

3. The University of Kentucky filed a comment requesting that the proposed assignment of Channel 70 to Lexington, Kentucky, be reserved for use by a noncommercial educational television station. The University states that while it will be adequately served for the time being by commercial television operations, "It is conceivable \* \* \* that future needs and conditions may dictate a re-evaluation of [its] position and indicate the desirability of [its] own educational television station." Therefore,

See North American Regional Broadcasting Agreement, Havana, 1937 (Appendix I,

See agreement with Mexico for further use of this channel.

the University desires that it have a frequency available for such future use. It is pointed out that Lexington presently has two channels available for commercial operations, and it is urged that the channel to be added should therefore be made available for educational use.

- 4. The purpose for the assignment of additional channels to Lexington and the other communities in this proceeding, as stated in our notice of proposed rule making of September 11, 1953, was to make possible the affording of television service to large portions of the country as soon as possible. Reserving the addi-tional channel to be assigned to Lexington, however, would not accomplish this desired result. The Commission in any event is of the view that the University has not made a sufficient showing warranting the reservation of a channel at this time. We are, therefore, of the view that the request of the University of Kentucky should be denied. However it is pointed out that additional channels are available for assignment in Lexington and that the Commission will reconsider the reservation of a channel for educational use upon an appropriate showing.
- 5. Bluegrass Broadcasting Company, Inc., an applicant for a construction permit on one of the presently assigned television channels in Lexington, has filed a comment in this proceeding requesting that Channel 15 or 18 be assigned to Lexington in addition to Channel 70 as proposed in this proceeding. This assignment could be accomplished by shifting Channel 15 from Louisville, Kentucky, to Lexington, and substituting Channel 69 in Louisville, or by shifting Channel 18 from Gallipolis, Ohio, to Lexington and substituting Channel 72 in Gallipolis. It is urged that the additional assignment as proposed by Bluegrass would comply fully with the Commission's minimum assignment spacing requirements. It is noted that no applications have been filed for either Channel 15 m Louisville or Channel 18 in Gallipolis. On the other hand, it is pointed out that there are two applications pending for each of the two presently assigned channels in Lexington. The addition of only one more channel to Lexington as proposed by the Commission in the subject proceeding would mean that a comparative hearing would still be required since four applicants would be seeking three channels. Bluegrass submits that if its proposal is adopted, a comparative hearing in Lexington may be averted.
- 6. It is the Commission's view that the Bluegrass proposal to add a fourth assignment for Lexington has merit. Accordingly, the Commission, in addition to the assignment of Channel 70 as proposed in this proceeding, is also adding Channel 18 to Lexington, Kentucky. The proposal to accomplish this assignment by substituting Channel 72 for Channel 18 in Gallipolis is preferred since the proposal to assign Channel 15 to Lexington by substituting Channel 69 for Channel 15 in Louisville involves an adjacent channel spacing only 2 miles above the minimum.
- 7. Authority for the adoption of the amendment herein is contained in sections 4 (i) 301, 303 (c) (d) (f) and (r)

and 307 (b) of the Communications Act of 1934, as amended.

8. In view of the foregoing: It is ordered, That effective 30 days from publication in the FEDERAL REGISTER, the Table of Assignments contained in \$3.606 of the Commission's rules and regulations is amended as follows:

YOB CONTROL OF CONTROL
City Channel
Arkansas: No.
Fort Smith 5-, *16, 22, 39
California:
El Centro16,58
Merced 34-,68
Modesto 14+,58 Stockton 13+,36, *42,64
Stockton 13+,36, *42,64
Florida:
Clearwater32+,50
Daytona Beach 2-,53 Orlando 6-,9,18, •24-,47
Indiana:
Terre Haute 10, *57+, 63-, 73+
Iowa:
Ottumwa 15+, 63 Waterloo 7+, 16-, •22-, 46+
Kentucky:
Lexington 18+, 27-, 64, 70+
Paducah6+,43,72
Louisiana:
Alexandria 5, 62+, 74
Bogalusa 69, 78 Lake Charles 7-, *19, 25, 60+
Maryland:
Cumberland 17+ 30-
Hagerstown 52, 68+
Missouri:
Cape Girardeau 12, 18+, 69
North Carolina:
Asheville 13-, *56-, 62+ 78
Durham 11+, 40-,46+ 73-
Favetteville 18-, 54-
Goldsboro 34,72
Oregon:
Klamath Falls2-,17 Salem3+ *18-,24+,66
Salem 3+ *18-,24+,66
Ohio:
Gallipolis72
South Carolina:
Charleston 2+ 5+, *13, 17+
Florence8-, 60
Florence8-, 60 Spartanburg7+, 17-, 74-
Texas:
Big Spring 4-, 34+ Tyler 7, 19-, 72
Tyler7, 19, 72
Washington:
Wenatchee
West Virginia:
Beckley 6-, 21, 66
Clarksburg 12+, 22, 69-
Wisconsin:
Green Bay 2+, 6, 70+
To Change 01 420 J 20 70
La Crosse8+, *32+ 38- 72
Change the offset carrier requirements

Change the offset carrier requirements only as follows:

021-	Chann	el No.
City	From—	То
Red Wing, Minn Duncan, Okla Aiken, S. O	ස ස ස ස	87. 87.

9. It is further ordered, That § 3.606 (b) is revised to include the amendments adopted this date as well as all outstanding amendments.

(b) Table of assignments.

	0,14.1110
Alabama:	No.
Andalusia	29
Anniston	
Auburn	
Bessemer	
Birmingham 6-, •10-, 13-,	24.48
Brewton	

Channel

	Channel
llabama—Continued Clanton	No. 14
Cullman	60+
Decatur	23- 18
Dothan	9÷ 19-
Eufaula	44
Florence	41 19
Gadsden	15+ 21+
Greenville	49-
Huntsville	31-∔
Jasper5+	17 10+ *42, 48+
Jasper 5+ Montgomery 12, Opelika	20, *26+ 32
Selma	53 <del>+</del>
Sheffield	47—
Sylacauga	24— 64
TalladegaThomasville	
Troy	45, 51-
Tuskegee	16— *7
Arizona:	
AjoBisbee	
Casa Grande	18
Clifton	25 <i>—</i> 30 <del>  </del>
Douglas	3—
Flagstaff	2 <del>4</del>
Globe	34+
Holbrook	
Mesa	12-
Miami	
Nogales3+,	5- *8+ 10-
Prescott	15
Prescott Safford4,	21 .*6+ 9- 13-
Williams Winslow	25
Yuma	16- 11-,13+
Arkansas:` Arkadelphia	
Batesville	30
Benton Blytheville	40 64+ 74
Camden	50
ConwayEl Dorado	10— 26—
Fayetteville Forrest City Fort Smith	*13 — 41 — 22 <del> </del> -
Fort Smith	5-, *16, 22, 39
Harrison	24
Hope	15-
Hot Springs Jonesboro	9+ 52+ 8,39+
Jonesboro	11+ 17- 23+
Malvern	23 <del>+</del>
Morritton	43
Paragould Pine Bluff	58-
Pine BluffRussellville	7-,36 19
Searcy	33
Springdale Stuttgart	35— 14+
Callery las	
AlturasBakerofield	10-,29
BrawleyChico	25+
Corono	52
Delano	37+ 16.56
Delano El Centro Eureka Fresno 12+	3-,13-
Fresno 12+	•18—,24, 47, 53 21
Hanford	1, 13, 22, *28, 34 30+
Madera	34-

### **RULES AND REGULATIONS**

	Cnannei	(	nannei		<i>Unannei</i>
California—Continued	No.	Florida—Continued	No.	Illinois—Continued	No.
Modesto	14+	Leesburg		Chicago	
Monterey. (See Salinas.)		Marianna		5, 7, 9+, *11, 20	
Napa	62	Melbourne	_ 37→	Danville	24
Oakland. (See San Francisco.)		Miami *2, 4, 7-, 10+ 27	+ 33	Decatur	
Oxnard	32	Ocala	_ 15十	De Kalb	•67
Palm Springs	14	Orlando 6-, 9, 18, *24	<b>– 47</b>	Dixon	47+
Petaluma	56	Palatka	_ 17	Elgin	28+
Port Chicago		Panama City 7+, **	30. 36+	Freeport	23
Porterville		Pensacola3- 15 *:	21. 46	Galesburg	40-
Red Bluff		Quincy		Harrisburg	
Redding		St. Augustine	25+	Jacksonville	
Riverside		St. Petersburg. (See Tampa.)	,	Joliet	
Sacramento 3, *6, 10,	40 _ 48-11	Sanford	_ 35+	Kankakee	
Salinas-Monterey		Sarasota		Kewanee	
San Bernardino 18,	204 20	Tallahassee*11-	_	La Salle	
San Buenaventura	38-	Tampa-St. Petersburg - *3; 8— 13		Lincoln	
San Diego 8. 10, *15+, 21-, 2				Macomb	
		West Palm Beach 5, 12, *	10, 21 7,		
San Francisco-Oakland 2-		Georgia:	10.00	Marion	
7-, *9+, 20-, 26-, 32-		Albany		Mattoon	
San Jose11+ 4		Americus		Moline. (See Davenport, Ic	
San Luis Obispo		Athens		Mt. Vernon	
Santa Barbara 3		Atlanta 2, 5- 11+, *		Olney	
Santa Cruz		Augusta 6		Pekin	
Santa Maria		Bainbridge	<b>- 35 -</b>	Peoria8	
Santa Paula	16 <del>+</del>	Brunswick 28	+ 34-	Quincy	10-,21+
Santa Rosa	50	Cairo	_ 45+	Rockford1	
Stockton 13+,36		Carrollton	_ 33	Rock Island. (Sec Davenpor	t, Iowa.)
Tulare	27十	Cartersville		Springfield	24,204,*00+
Ukiah	18	Cedartown		Streator	05
Visalia	43,49	Columbus4, 2	8. *34	Urbana, (See Champaign.)	
Watsonville	22-	Cordele		Vandalia	28-
Yreka City		Dalton		Waukegan	
Yuba City		Douglas		Indiana:	
Colorado:		Dublin		Anderson	61
Alamosa	10.1.			Angola	
Boulder		Elberton		Bedford	
Canon City		Fitzgerald		Bloomington	
		Fort Valley	- 18+		
Colorado Springs 11, 13,		Gainesville		Columbus	
Craig		Griffin		Connersville	
Delta	24	La Grange		Elkhart	TO 000
Denver 2,4- *6- 7,9		Macon		Evansville 7,	00, 100, 02
Durango		Marietta		Fort Wayne	
Fort Collins		Milledgeville		Gary	
Fort Morgan		Moultrie	_ 48—	Hammond	
Grand Junction		Newnan	<b>-</b> 61+,	Hatfield°	
Greeley	50	Rome	9,59	Indianapolis_ 6,8—,13— •	
La Junta	24	Savannah3+ *9		Jasper	10十
Lamar	18-	Statesboro		Kokomo	81
Leadville	14+	Swainsboro		Lafayette	47, 59
Longmont		Thomasville		Lebanon	18
Loveland		Tifton		Logansport	51
Montrose		Toccoa		Madison	
Pueblo 3- 5. *8.		Valdosta		Marion	29+
Salida		Vidalia		Michigan City	62十
Sterling		Warner Robins	_ 13+	Muncle	49, 55+, •71
Trinidad		Waycross		Princeton	52+
Walsenburg		Idaho:	_ 10	Richmond	
Connecticut:		Blackfoot	_ 33	Shelbyville	58+
Bridgeport 43- 4	9- 471	Boise*4-		South Bend 8	1 •40+.40
Hartford 3+ 1	8 *24	Burley		Tell City	
Meriden		Caldwell		Terre Haute 10, *	57+.6373+
New Britain		Coeur d'Alene		Vincennes	
				Washington	
New Haven		Gooding		Iowa:	
Norwalk. (See Stamford.)	PO L OT			Algona	
	W 1 400	Idaho Falls		Ames	5. 25-
Norwich 5	114 -03-	Jerome =		Atlantic	
Stamford-Norwalk	27	Kellogg		Boone	
Waterbury	03	Lewiston		Burlington	
Delaware:		Moscow		Carroll	
Dover		Nampa		Cedar Rapids 2,	
Wilmington 12,	<sup>1</sup> 59− 83+;	Payette		Centerville	
District of Columbia:		Pocatello6			
Washington		Preston	41	Charles CityCherokee	
5-7+,9-,20+	*26—,50 <del> —</del>	Rexburg		Clinton	
Florida:	٥	Rupert	_ 21		
Belle Glade		Sandpoint		Creston Davenport-Rock Island-Mol	
Bradenton		Twin Falls		Pavenhous-moor remoration	30+, 36+, 42-
Clearwater		Wallace			
Daytona Beach		Weiser	_ 20-	Decorah	
De Land	44+	Illinois:		Des Moines 8-, *11+,	EG.L. 60.
Fort Lauderdale	17- 23-	Alton	_ 48	Dubuque	00-11,02-1
Fort Myers	11+	Aurora		Estherville	Z9 <sup>+</sup>
Fort Pierce	19	Believille		Fairfield	
Gainesville	*5-, 20+	Bloomington		• This assignment is made	subject to such
Jacksonville 4+ *7, 12-,		Cairo		action as the Commission m	ay take in the
Key West	14+ 20	Carbondale		light of the final decision of	
Lake City	33+}	Centralia 32	+.59+	the Petition for Review filed	
Lakeland	16+ 22+	Champaign-Urbana	3+.	port Broadcasting Company (	
Lake Wales		*12- 21,	27. 33	No. 11601).	
			,		

No. 223-4

	Cnannei		Channel		Channel
Iowa—Continued	No.	Louisiana—Continued	No.	Michigan—Continued	No.
Fort Dodge	21	De Ridder	14	Iron River	12-
Fort Madison	50+;	Eunice	64→	Ironwood	31-
Grinnell	71	Franklin		Jackson	48
Iowa City	*12+ 24-	Hammond	57	Kalamazoo	3- 36-
Keokuk	44-	Houms	30+°	Lansing	6- 54
Knoxville		Jackson		Ludington	
Marshalltown		Jennings		Manistee	
Mason City		Lafayette		Manistique	
Muscatine		Lake Charles 7-		Marquette	
Newton					
		Minden	40 13	Midland	194
Oelwein	20	Monroe	84, 434	Mount Pleasant	47-
		Morgan City	30+	Muskegon	
Ottumwa		Natchitoches		Petoskey	
Red Oak		New Iberia		Pontiac	
Shenandoah	20+	New Orleans		Port Huron	
Sioux City 4-	9 <b>, •</b> 30, 36—	6+ *8,20-,	26, 32+, 61	Rogers City	24
Spencer	42+	Oakdale	54+	Saginaw	51-,57-
Storm Lake	34-1-	Opelousas		Sault Ste. Marie 8,	10+.28- *34
Waterloo 7+, 16-	· *22- 46+	Ruston		Traverse City	
Webster City	27	Shreveport		West Branch	
Kansas:	·- ·	Thibodaux		Minnecota:	
Abilene	91.13	Winnfield		Albert Lea	57
Arkansas City		Maine:		Alexandria	
			00.11		
Atchison		Auburn		Austin	
Chanute		Augusta	10-,29+	Bemidji	
Coffeyville		Bangor	2-,5+ *16-	Brainerd	
Colby		Bar Harbor	22—	Cloquet	44
Concordia		Bath		Crookston	21—
Dodge City		Belfast	41-	Detroit Lakes	18-+:
El Dorado	55+ <sup>3</sup>	Biddeford		Duluth-Superior, Wis_ 3, 6	+ *832.38
Emporia		Calais		Ely	
Fort Scott		Dover-Foxcroft		Fairmont	
Garden City		Fort Kent		Faribault	
Goodland		Houlton		Fergus Falls	
Great Bend				Grand Rapids	60 -
Hays		Lewiston			
		Millinocket	12+3	Hastings	
Hutchinson		Orono		Hibbing	10+,
Independence		Portland 6+ 13-		International Falls	
Tola		Presque Isle		Little Falls	
Junction City	29+	Rockland	25⊸	Mankato	
Larned	15 <i>-</i> -	Rumford	55⊸	Marshall	22+
Lawrence	· *11, 17-	Van Buren		Minneapolis-St. Paul	*2-
Leavenworth	54	Waterville	35+	4,5-,9	+,11-,17,23+
Liberal		Maryland:		Montevideo	
McPherson		Annapolis	14	New Ulm	
Manhattan		Baltimore 2+ 11-, 13+, 1	0 404 1 60	Northfield	
Newton		Datamore 27 11-, 137, 1	.o, -214 Co→	Owatonna	
		Cambridge			
Olathe		Cumberland		Red Wing	
Ottawa,		Frederick		Rochester	10,55-
Parsons		Hagerstown		St. Cloud	7, 33
			10.L	St. Paul. (See Minneapol	is.)
Pittsburg		Salisbury	1UT.		
Pittsburg	36+		104,	Stillwater	
Pittsburg	36+	Massachusetts:		Stillwater Thief River Falls	
Pittsburg	36+ 34	Massachusetts:	*82	StillwaterThief River Falls	15
PrattSalina13-	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable	*82 52	Stillwater Thief River Falls Virginia	15 26+
Pittsburg Pratt Salina Topeka 13-Wellington	36+ 34 + 42, •48+ 24-	Massachusetts: Amherst Barnstable Boston *2+,4-,5- 7+ 4	*82 52 4+,50-,56	Stillwater Thief River Falls Virginia Wadena	15 26+ 27+
Pittsburg Pratt Salina Topeka13- Wellington Wichita3-,10-	36+ 34 + 42, *48+ 24- ,16- *22+	Massachusetts: Amherst Barnstable Boston *2+,4-,5- 7+ 4 Brockton	*82 52 4+,5056	Stillwater Thief River Falls Virginia Wadena Willmar	15 26+ 27+ 31+
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield	36+ 34 + 42, *48+ 24- ,16- *22+	Massachusetts: Amherst Barnstable Boston 2+,4-,5-7+4 Brockton Fall River	*82 52 4+,50-,56 62 46-,68	Stillwater Thief River Falls Virginia Wadena Willmar Winona	15 26+ 27+; 31+
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky:	36+ 34 + 42, *48+ 24- ,16- *22+ 43+	Massachusetts: Amherst Barnstable Boston •2+,4-,5- 7+ 4 Brockton Fall River Greenfield	*82 	Stillwater Talef River Falls Virginia Wadena Willmar Winona Worthington	15 26+ 27+; 31+
Pittsburg Pratt Salina Topeka ————————————————————————————————————	36+ 34 + 42, *48+ 24- ,16- *22+ 43+	Massachusetts: Amherst Barnstable Boston 92+,4-,5-7+4 Brockton Fall River Greenfield Holyoke. (See Springfield.)	*82 52 4+,50-,56 62 46-, 68	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Micziczippi:	15 26+ 27+ 31+ 61 32
Pittsburg Pratt Salina Topeka13- Wellington Wichita3-,10- Winfield Kentucky: Ashland Bowling Green	36+ 34+ 42, *48+ 	Massachusetts: Amherst Barnstable Boston *2+,4-,5-7+4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence	*82 4+,50-,56 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Micalcaippi: Biloxi	15 26+ 27+ 31+ 61 32 13,*44+,50-
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Camphellsville	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston º2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell	*82 52 4+,50-,56 62 58- 72 32+	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Miscissippi: Biloxi Brookhayen	15 26+ 27+ 31+ 61 32 32 13,*44+,50— 37+
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston •2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford	*82 14+,50-,56 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Miccicalppi: Biloxi Brookhaven Canton	15 26+ 27+ 31+, 61 32 13,*44+,50— 37+,
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston •2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams	*82 1+,50-,56 62 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brookhayen Canton Clarkodale	15 26+ 27+: 31+; 61 32 13,*44+,50— 37+ 16 6,32
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown	36+	Massachusetts: Amherst Barnstable Boston *2+,4-,5-7+4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton	*82 4+,50-,56 62 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Micalcaippi: Biloxi Brookhaven Canton Clarkcdale Columbia	15 26+ 27+ 31+ 61 32 13,*44+,50- 37+ 6,32 5,35+
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort	36+	Massachusetts: Amherst Barnstable Boston •2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield	*82 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Micalcaippi: Biloxi Brookhaven Canton Clarkedale Columbia Columbus	15 26+ 27+ 31+ 61 32 13,*44+,50 37+ 16 6,32 4-,28
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbelisville Corbin Danville Elizabethtown Frankfort Glasgow	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston •2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield	*82 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brookhaven Canton Clarksdale Columbia Columbia Columbus Corinth	15 26+ 27+ 31+ 61 32 13,*44+,50 37+ 16 6,32 35+ 4-,28-
Pittsburg Pratt Salina Topeka ————————————————————————————————————	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston *2+,4-,5-7+4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton	*82 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Missisppi: Biloxi Brookhayen Canton Clarksdale Columbia Columbia Columbia Corenvillo	15 26+ 27+ 31+ 61 32 13,*44+,50- 37+ 6,32 35+ 4-,28- 29- 21-,27
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston •2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester	*82 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brookhaven Canton Clarksdale Columbia Columbia Columbus Corinth	15
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-, 10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hookinsyille	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston '2+,4-,5-7+4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan:	*82 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Miczisippi: Biloxi Brookhaven Canton Clarkedale Columbia Columbus Corinth Greenville Greenwood	15 26+ 27+: 31+: 61 32 13,*44+,50- 37+: 6,32 35+ 4-,28- 21-,27 24+
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+-2	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston °2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma	*82 	Stillwater Thief River Falls Virginia Wadena Willmar Willmar Worthington Micalcaippi: Biloxi Brookhaven Canton Clarkedale Columbia Columbus Corinth Greenville Greenwood Grenada	15 26+ 27+ 31+ 61 32 13,*44+,50- 37+ 16 6,32 35+ 4-,28- 21-,27 24+ 15
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+-2	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston •2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena	*82 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Mississippl: Biloxi Brookhaven Canton Clarksdale Columbia Columbia Columbus Corinth Greenville Greenwood Grenada Gulfport	15 26+ 27+ 31+ 61 32 13,*44+,50- 37+ 6,32 35+ 4-,28- 21-,27 24+ 15 56-
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville 3-711+ *15,21-	36+	Massachusetts: Amherst Barnstable Boston *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor	*82 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brookhaven Canton Clarkedale Columbia Columbia Columbia Corinth Greenville Greenwood Grenada Gulfport Hattlesburg	15
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville 3-*11+*15,21- Madisonville	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston °2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe	*82 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Micalcaippi: Biloxi Brookhaven Canton Clarkedale Columbia Columbia Columbia Columbia Greenvillo Greenwood Grenada Gulfport Hattlesburg Jackson 3+,12+,	15 26+ 27+: 31+, 61 32 13,*44+,50- 37+. 16 6,32 - 35+ - 4-,28- 29- 21-,27 - 24+ 15 - 9-,17- *19+,25- 47
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville 3-711+ *15,21- Madisonville Mayfield	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston •2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek	*82	Stillwater Thief River Falls Virginia Wadena Willmar Willmar Worthington Mississippi: Biloxi Brockhaven Canton Clarkedale Columbia Columbus Corinth Greenville Greenwood Grenada Gulfport Hattlesburg Jackson	15 26+ 27+ 31+ 61 32 13,*44+,50- 37+ 16 6,32 35+ 4-,28- 29- 21-,27 24+ 15 56- 9-,17- *19+,25- 47
Pittsburg Pratt Salina Topeka Wellington Wichita Wichita Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington Lexington Mayfield Maysville Maysville Maysville Salina Massulle Maysville Maysville Maysville Salina Massulle Maysville Maysville Maysville	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston_ *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City   Bay City  Bay State Bay City  Bay State Bay City  Bay State Bay State Bay City  Bay	*82	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brookhaven Canton Clarksdale Columbia Columbia Columbia Corinth Greenville Greenwood Grenada Gulfport Hattiesburg Jackson Jackson Laurel	15 26+ 27+ 31+ 61 32 13,*44+,50- 37+ 6,32 35+ 4-,28- 29- 21-,27 24+ 15 56- 9-,17- *19+,25- 47 52- 33-
Pittsburg Pratt Salina Topeka — 13- Wellington Wichita — 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington — 18+,2 Louisville — 3-'11+ *15,21- Madisonville Maysville Maysville Middlesborough	36+ 34 42, *48+	Massachusetts: Amherst Barnstable Boston *2+,4-,5-7+4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City Seenson **Seenson	*82 	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Micalcaippi: Biloxi Brookhaven Canton Clarkcdale Columbla Columbla Columbla Greenwille Greenwille Greenwood Grenada Gulfport Hattlesburg Jackson Laurel Louisville	15
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Prankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville 3-711+ *15,21- Madisonville Maysville Middlesborough Murray	36+ 34 42, *48+ 24- ,16- *22+ 34+	Massachusetts: Amherst Barnstable Boston *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City Benton Harbor Big Rapids	*82	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Micalcaippi: Biloxi Brookhaven Canton Clarkedale Columbia Columbia Columbus Corinth Greenwillo Greenwood Grenada Gulfport Hattlesburg Jackson 3+, 12+, Kocclusko Laurel Louisville McComb	15
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-, 10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+, 2 Louisville 3- 11+ *15, 21- Madisonville Mayfield Maysville Middlesborough Murray Owensboro	36+ 34 42, *48+ 24- ,16- *22+	Massachusetts: Amherst Barnstable Boston •2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City 5- Benton Harbor Big Rapids Cadillac	*82	Stillwater Tnief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brockhaven Canton Clarksdale Columbus Columbus Corinth Greenville Greenwood Grenada Gulfport Hattiesburg Jackson Laurel Louisville McComb Meridian	15 26+ 27+ 31+ 61 32 13,*44+,50- 37+ 6,32 35+ 4-,28- 23- 21-,27 24+ 15 56- 9-,17- *19+,25- 47 33- 46- 31- 11,30- *36-
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville 3-711+ *15,21- Madisonville Mayfield Maysville Middlesborough Murray Owensboro Paducah	36+	Massachusetts: Amherst Barnstable Boston *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City Big Rapids Cadillac Calumet	*82	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brookhaven Canton Clarksdale Columbla Columbla Columbla Columbla Greenwood Grenada Gulfport Hattlesburg Jackson Jackson Laurel Louisville McComb Meridian Matchez	15
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville 3- 11+ *15,21- Madisonville Mayfield Maysville Middlesborough Murray Owensboro Paducah Pikeville	36+ 34 42, *48+ 24- ,16- *22+ 34+	Massachusetts: Amherst Barnstable Boston *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City Spenton Harbor Big Rapids Cadillac Calumet Cheboygan-	*82	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Micalcaippi: Biloxi Brookhaven Canton Clarkedale Columbla Columbla Columbla Columbla Greenville Greenwood Grenada Gulfport Hattlesburg Jackson 3+, 12+, Kocclusko Laurel Louisville McComb Meridian Natchez Pascagoula	15
Pittsburg Pratt Salina Topeka 3-13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville Maysville Maysville Middlesborough Murray Owensboro Paducah Pikeville Princeton	36+ 34 + 42, *48+ 24- ,16- *22+	Massachusetts: Amherst Barnstable Boston •2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City 5- Benton Harbor Big Rapids Cadillac Calumet Cheboygan- Coldwater	*82	Stillwater Tnief River Falls Virginia Wadena Willmar Willmar Winona Worthington Mississippi: Biloxi Brockhaven Canton Clarkedale Columbla Columbus Corinth Greenville Greenwood Grenada Gulfport Hattlesburg Jackson Laurel Louisville McComb Meridian Natchez Paccagoula Picayune	15
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville 3-711+*15,21- Madisonville Mayfield Maysville Middlesborough Murray Owensboro Paducah Pikeville Princeton Richmond	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston •2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City 5- Benton Harbor Big Rapids Cadillac Calumet Cheboygan- Coldwater	*82	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brockhaven Canton Clarksdale Columbla Columbla Columbla Columbus Corinth Greenville Greenwood Grenada Gulfport Hattiesburg Jackson Jakson Laurel Louisville McComb Meridian Natchez Pascagoula Picayune Starkville	15 26+ 27+ 31+ 61 32 13,*44+,50- 37+ 6,32 35+ 4-,28- 29- 21-,27 24+ 15 56- 9-,17- *19+,25- 47 33- 33- 46- 31- 11,30- *36- 29+ 22- 21- 34- 34-
Pittsburg Pratt Salina Topeka — 13- Wellington Wichita — 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington — 18+,2 Louisville — 3-'11+ *15,21- Madisonville Maysville Maysville Middlesborough Murray Owensboro Paducah Pikeville Princeton Richmond Somerset	36+ 34 + 42, *48+ - 24, 16- *22+ - 43+ - 59 13, 17+ - 40+ - 16 - 35+ - 23 - 28+ - 73+ - 19 20 - 27- 64, 70+ - 41-, 51 26 - 63 - 24+ - 57, 63+ - 33 14 6+ 43, 72 - 14 60 - 29-	Massachusetts: Amherst Barnstable Boston_ *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alpena Ann Arbor Bad Axe Battle Creek Bay City 5- Benton Harbor Big Rapids Cadillac Calumet Cheboygan- Coldwater Detroit 2+,4,7-,5	*82	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Micalcappi: Biloxi Brookhaven Canton Clarkedale Columbla Columbla Columbla Greenwood Grenada Gulfport Hattiesburg Jackson Laurel Louisville McComb Meriddan Natchez Pascagoula Picayune Starkville	15
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville 3-711+*15,21- Madisonville Mayfield Maysville Middlesborough Murray Owensboro Paducah Pikeville Princeton Richmond	36+ 34 + 42, *48+ - 24, 16- *22+ - 43+ - 59 13, 17+ - 40+ - 16 - 35+ - 23 - 28+ - 73+ - 19 20 - 27- 64, 70+ - 41-, 51 26 - 63 - 24+ - 57, 63+ - 33 14 6+ 43, 72 - 14 60 - 29-	Massachusetts: Amherst Barnstable Boston *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City Benton Harbor Big Rapids Cadillac Calumet Cheboygan Coldwater Detroit 2+,4,7-,5 East Lonsing	*82	Stillwater Tnief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brookhaven Canton Clarkedale Columbla Columbla Columbus Corinth Greenville Greenwood Grenada Gulfport Hattlesburg Jackson Laurel Louisville McComb Meridian Natchez Pascagoula Picayune Starkville State College Tupelo	15
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Prankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville 3-711+ *15,21- Madisonville Maysville Maysville Middlesborough Murray Owensboro Paducah Pikeville Princeton Richmond Somerset Winchester	36+ 34 + 42, *48+ - 24, 16- *22+ - 43+ - 59 13, 17+ - 40+ - 16 - 35+ - 23 - 28+ - 73+ - 19 20 - 27- 64, 70+ - 41-, 51 26 - 63 - 24+ - 57, 63+ - 33 14 6+ 43, 72 - 14 60 - 29-	Massachusetts: Amherst Barnstable Boston_ *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City Cadillac Calumet Cheboygan Coldwater Detroit Coldwater Detroit Lawrence Detroit	*82	Stillwater Tnief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brookhaven Canton Clarkedale Columbla Columbla Columbus Corinth Greenville Greenwood Grenada Gulfport Hattlesburg Jackson Laurel Louisville McComb Meridian Natchez Pascagoula Picayune Starkville State College Tupelo	15
Pittsburg Pratt Salina Topeka 3-13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville Maysville Maysville Middlesborough Murray Owensboro Paducah Pikeville Princeton Richmond Somerset Winchester Louislana:	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston_ *2+,4-,5-7+4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City	*82	Stillwater Tnief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brockhaven Canton Clarkedale Columbia Columbus Corinth Greenville Greenwood Grenada Gulfport Hattlesburg Jackson Laurel Louisville McComb Meridian Natchez Pascagoula Picayune Starkville State College Tupelo University	15
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville 3-'11+ *15,21- Madisonville Mayfield Maysville Middlesborough Murray Owensboro Paducah Pikeville Princeton Richmond Somerset Winchester Louislana: Abbeville	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston_ *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City Bay City Calumet Cheboygan Coldwater Detroit Detroit Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Coldwater Detroit Detroit Lawrence Lawrence Lawrence Cheboygan Coldwater Detroit Lawrence Lawre	*82	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Micsicippi: Biloxi Brookhaven Canton Clarkedale Columbla Columbla Columbla Greenwille Greenwille Greenwood Grenada Gulfport Hattlesburg Jackson Laurel Louisville McComb Meridian Natchez Pascagoula Picayune Starkville State College Tupelo Univenity	15 26+ 27+ 31+ 61 32 13,*44+,50- 37+ 6,32 35+ 4-,28- 21-,27 24+ 15 56- 9-,17- *19+,25- 47 33- 46- 31- 31- 31,30- *36- 34- 22+ 34- 34- 34- 34- 34- 34- 34- 34- 34- 34-
Pittsburg Pratt Salina Topeka — 13- Wellington Wichita — 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington — 18+,2 Louisville — 3- 11+ *15,21- Madisonville Maysville Maysville Middlesborough Murray Owensboro Paducah Pikeville Princeton Richmond Somerset Winchester Louislana: Abbeville Abevandria	36+ 34 42, *48+ 24- ,16- *22+ ,16- *22+ 34+	Massachusetts: Amherst Barnstable Boston_ *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City Gadiliac Calumet Cheboygan- Coldwater Detroit East Tawas Escanaba Fint_ 12-,16- Gladstone	*82	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Micalcaippi: Biloxi Brookhaven Canton Clarkedale Columbla Columbla Columbla Columbla Greenville Greenwood Grenada Gulfport Hattlesburg Jackson 3+,12+, Kocclusko Laurel Louisville McComb Meridian Natchez Pascagoula Picayune Starkville Stark College Tupelo University Vicksburg West Point	15
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Prankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville_3-11+ *15,21- Madisonville Maysville Middlesborough Murray Owensboro Paducah Pikeville Princeton Richmond Somerset Winchester Louislana: Abbeville Alexandria Bastrop	36+ 34 42, *48+ 24- ,16- *22+ ,16- *22+ 34+	Massachusetts: Amherst Barnstable Boston_ *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City Benton Harbor Big Rapids Cadillac Calumet Cheboygan Coldwater Detroit Cat Aras Escanaba Fint Gladstone Grand Rapids 8-	*82	Stillwater Tnief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brookhaven Canton Clarkedale Columbus Columbus Columbus Corinth Greenville Greenville Greenwood Grenada Gulfport Hattlesburg Jackson Laurel Louisville McComb Meridian Natchez Pascagoula Picayune Starkville Stata College Tupelo University Vicksburg West Point Yazoo City	15
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Frankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville 3-711+*15,21- Madisonville Mayfield Maysville Middlesborough Murray Owensboro Paducah Pikeville Princeton Richmond Somerset Winchester Louislana: Abbeville Alexandria Bastrop Baton Rouge 2,5	36+ 34 + 42, *48+	Massachusetts: Amherst Barnstable Boston_ *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City 5- Benton Harbor Big Rapids Cadillac Calumet Cheboygan- Coldwater Detroit 2+,4,7-,1 East Lansing East Tawas Escanaba Fiint 12-,16- Gladstone Grand Rapids 8- Hancock	*82	Stillwater Thief River Falls Virginia Wadena Willmar Winona Worthington Micalcaippi: Biloxi Brookhaven Canton Clarkcdale Columbla Columbla Columbla Greenwille Greenwood Grenada Gulfport Hattleaburg Jackson Laurel Louisville McComb Meridian Natchez Paccagoula Picayune Starkville State College Tupelo Univenity Vicksburg West Point Yazoo City Miccourt:	15 26+ 27+ 37+ 31+ 61 32 13,*44+,50- 37+ 6,32 35+ 4-,28- 21-,27 24+ 15 56- 9-,17- *19+,25- 47 33- 34- 46- 31- 11,30- *36- 29+ 22 14- 34- 34- 34- 34- 34- 34- 34- 34- 34- 3
Pittsburg Pratt Salina Topeka 13- Wellington Wichita 3-,10- Winfield Kentucky: Ashland Bowling Green Campbellsville Corbin Danville Elizabethtown Prankfort Glasgow Harlan Hazard Hopkinsville Lexington 18+,2 Louisville_3-11+ *15,21- Madisonville Maysville Middlesborough Murray Owensboro Paducah Pikeville Princeton Richmond Somerset Winchester Louislana: Abbeville Alexandria Bastrop	36+ 34 42, *48+ 24- ,16- *22+ ,16- *22+ 34+	Massachusetts: Amherst Barnstable Boston_ *2+,4-,5- 7+ 4 Brockton Fall River Greenfield Holyoke. (See Springfield.) Lawrence Lowell New Bedford North Adams Northampton Pittsfield Springfield-Holyoke Worcester Michigan: Alma Alpena Ann Arbor Bad Axe Battle Creek Bay City Benton Harbor Big Rapids Cadillac Calumet Cheboygan Coldwater Detroit Cat Aras Escanaba Fint Gladstone Grand Rapids 8-	*82	Stillwater Tnief River Falls Virginia Wadena Willmar Winona Worthington Mississippi: Biloxi Brookhaven Canton Clarkedale Columbus Columbus Columbus Corinth Greenville Greenville Greenwood Grenada Gulfport Hattlesburg Jackson Laurel Louisville McComb Meridian Natchez Pascagoula Picayune Starkville Stata College Tupelo University Vicksburg West Point Yazoo City	15

### **.RULES AND REGULATIONS**

Manual		07h				
Continion   31	Missouri-Continued	Channel No.			New York-Continued	Channol
Collumbia   8+ 10+, 22		27-				
Serame Lake   Sarame Lake				7+]		
Particulation			Yerington	33	Rome. (See Utica.)	•
Pettits			Rerlin	96		
Manufall					Syracuse	uny) 85
Marian			Concord	- 27+	Troy. (See Albany.)	0-1 O1 - 40-4-
Soppin					Utica-Rome	13, 19, *25-
Manhail   40					Watertown	48
Marchael	Kansas City. 4. 54. 94. *194	- 127,307 - 254 65				
Ethewills	Kennett	21			Albemoria	58
Maryville	Kirksville	3- 18	Manchester	- 48+	Asheville 13	*56624.78
Mayorible			Nashua	54	Burlington	63
Modely			Portsmouth	19+	Burnsville	18
Mobetry				01	Chapel Hill	· *4·+·
Montest   18				+69		
Fopilar Bint					Elizabeth City	
Rolin					Fayetteville	18-,54-
St. Louis 4 -, -, -, -, 1-, 1-, 10, 8-6   -24   Earmonton   70   Greenville   0   0					Gastonia	48
St. Louis   4-,5- **9,11-,90,8-,42+   Hammonton   **70   Groenville   **10 **10   Seedalla   6-,22+   Montcialr   **77   Henderson   52   Sileston   5-,24   Montcialr   **77   Henderson   52   Montcialr   **77   Henderson   53   Henderson   52   Montcialr   **77   Henderson   52   Montcialr   **77   Henderson   52   Montcialr   **77   Henderson   52   Henders					Goldsboro	34, 72
Senting						
September   Sept					Henderson	52-
West   State   State					Hendersonville	27
Montana:					Hickory	30-
Annopodia		20-			High Point	15 <del>+</del>
Billings		2+				
Boxeman			New Mexico:			
Artesia			/ Alamogordo	17	Laurinburg	41-
Deer Lodge						
Dillion			Atrisco-Five Points	18.1		
Clasdyw			Belen	24+		
Great Fails			Carlsbad6	<b>– 23</b>		
Hamilton			Clayton	27		
Hardin			Clovis 12	+ 35		
Havre			Farmington	·- 14十 17-		
Helen			Gallup 3. *8	3 10	Southern Pines	
Laurel	Helena	10+,12	Hobbs	46	Statesville	64-
Lewistown					Washington	7
Livingston   18					Wilmington 3	3-, 6, 29-, *35+
Miles City					Wilson	56
Missoula			Los Alamos	_ 20 <del>-</del>		12, 20+, *84-
Polson	Missoula *11-	-,13-,21+				5, 12-, 18, *24
Shelby						
Sidney						
Whitefish					Devils Lake	8+,14-
Wolf Point   20						
Nebraska:   Tucumear    25+   Grand Forks   2, 10	Wolf Point		Socorro	_ 15+		
Beatrice				<b>- 25</b> +		*2, 10
Broken Bow				•	Harvey	
Columbus						
Failbury			Amsterdam	52		
Second   S	Fairbury	35	Auburn	37—		
Grand Island			Batavia	33 —	Rugby	38-
Hastings						
Rearney			Falls) 1	7, *23		
Lexington	Kearney	13, 19	Buffalo-Niagara Falls 2, 4-, 7	+ 59		, 0-, 2x-, 0a-
Lincoln			Cortland	56+		49+, *55-, 61+
Nebraska City						
Norfolk						
North Platte						
Omana         3,6+7,*16,22,28-         Ithaca         *14+20-         Canton         29           Scottsbluff         10-,16+         Jamestown         58+         Chillcothe         56+           Nevada:         Lake Placid         5         Cleveland         5-,9,12,*48-,54-,74-           Boulder City         4+         Malone         20+         *66         Columbus         4-,6+,10+,*34,40-           Carlin         14         Massena         14-         Coshocton         20           Elko         10-         Middletown         60         Dayton         2,7+,*16+,22+'           Ely         3-6+         New York         2-,         Defiance         43           Fallon         29-         Niagara Falls. (See Buffalo-Niagara         Fremont         50+'           Goldfield         5-         Falls.)         Gallipolis         72           Hawthorne         31         Ogdensburg         24+         Hamilton-Middletown         65           Lav Yegas-         8-*10+         13-         Oneonta         62-         Lima         35-, 73           Lovelock         18+         Oswego         31         Lorain         36+           Patchogue         75	North Platte	2- 4+				
Scottshuif	Omaha 3,6+ 7,	*16, 22, 28				
Nevada:         Lake Placid         5         Cleveland         3,5+,8,19,*25+,65+           Boulder City         4+         Malone         20+*66         Columbus         4-,6+,10+,*34,40-           Carlin         14         Massena         14-         Coshocton         20           Carson City         37         Middletown         60         Dayton         2,7+,*16+,22+           Elko         10-         New York         2-, Defiance         43           Fill         3- 6+         4,5+7,9+,11+*25,31-         Findlay         53           Falls.)         Niagara Falls. (See Buffalo-Niagara         Fremont         59+'           Goldfield         5-         Falls.)         Gallipolis         72           Hawthorne         31         Ogdensburg         24+         Hamilton-Middletown         65           Las Vegas-         8-*10+         3-         Oneonta         62-         Lima         35-,73           Lovelock         18+         Oswego         31         Lorain         36+           McGill         8+         Patchogue         75         Mansfield         36+					Chillicothe	56+
Boulder City		15				
Carlin       14       Massena       14-       Coshocton       20         Carson City       37       Middletown       60       Dayton       2,7+,*10+,22+'         Elko       10-       New York       2-       Defiance       43         Ely       3-6+'       4,5+7,9+,11+*25,31-       Findlay       53         Fallon       29-       Niagara Falls. (See Buffalo-Niagara       Fremont       59+'         Goldfield       5-       Falls.)       Gallipolis       72         Hawthorne       31       Ogdensburg       24+       Hamilton-Middletown       65         Henderson       2-       Olean       54+       Lancaster       28-         Lavelock       8-*10+*13-       Oneonta       62-       Lima       35-,73         Lovelock       18+       Oswego       31       Lorain       31-         McGill       8+       Patchogue       75       Mansfield       36+						
Carson City     37     Middletown     60     Dayton     2,7+,*16+,22+'       Elko     10-     New York     2-,     Defiance     43       Ely     3-6+'     4,5+7,9+,11+*25,31-     Findlay     53       Fallon     29-     Niagara Falls. (See Buffalo-Niagara     Fremont     59+'       Goldfield     5-     Falls.)     Gallipolis     72       Hawthorne     31     Ogdensburg     24+     Hamilton-Middletown     05       Henderson     2-     Olean     54+     Lancaster     28-       Las Vegas-     8-*10+     13-     Oneonta     62-     Lima     35-       Lovelock     18+     Oswego     31     Lorain     31-       McGill     8+     Patchogue     75     Mansfield     36+	Carlin	14	Massena	14		
Elko	Carson City	37	Middletown	60	Dayton2	1,7十,*18十,22十
Fallon       29 –       Niagara Falls. (See Buffalo-Niagara       Fremont       59 +         Goldfield       5 –       Falls.)       Gallipolis       72         Hawthorne       31       Ogdensburg       24 +       Hamilton-Middletown       65         Henderson       2 –       Olean       54 +       Lancaster       28 -         Las Vegas       8 - *10 +       13 -       Oneonta       62 -       Lima       35 -       73         Lovelock       18 +       Oswego       31       Lorain       31 -       Mansfield       36 +         McGill       8 +       Patchogue       75       Mansfield       36 +	Elko	10-	New York	2-,	Defiance	43
Goldfield	Fallon	o 6+-				
Hawthorne       31       Ogdensburg       24+       Hamilton-Middletown       05         Henderson       2-       Olean       54+       Lancaster       28-         Las Vegas-       8-       *10+       13-       Oneonta       62-       Lima       35-       ,73         Lovelock       18+       Oswego       31       Lorain       31-         McGill       8+       Patchogue       75       Mansfield       36+	Goldfield	5—		a		
Henderson 2— Olean 54+ Lancaster 28— Las Vegas 62— Lima 35—, 73 Lovelock 31 Lorain 31— McGill 8+ Patchogue 75 Mansfield 36+	Hawthorne	31		_ 24+		
Lovelock 18+ Oswego 31 Lorain 31- McGill 8+ Patchogue 75 Mansfield 36+	Henderson	2-	Olean	_ 54+	Lancaster	28
McGill 8+ Patchogue 75 Mansfield 36+					Lima	35-,73
			Oswego	31 nc		
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Channel		annel	Channel
Ohio—Continued No. Massillon 23+	Pennsylvania—Continued Hazleton	No. 63	Tennessee—Continued No. Nashville *2—, 4+, 8+, 30+ 36+
Massilion 23+, Middletown. (See Hamilton.)	Irwin		Oak Ridge 32+
Mount Vernon 58	Johnstown 6,	58—	Old Hickory 5
Newark	Lancaster8—		Paris 51+ Pulaski 44-
Oxford *14+ Piqua 44-	Lewistown		Shelbyville62_
Portsmouth 30	Lock Haven	32-	Springfield 42
Sandusky 42+	Meadville		Tullahoma63-
Springfield 52-,76	New CastleOil City		Union City 55
Steubenville. (See Wheeling, W. Va.)	Philadelphia_3,6-,10,17-,23+,29,	*35 <del></del>	Abilene 9+ 33-
Tiffin' 47+	Pittsburgh 2-, 11, *13-, 16, 47-	, 53+:	Alice 34+
Toledo11-,13,*30+	Reading 33+, Scranton 16-, 22-	61—	Alpine 12— Amarillo *2—, 4, 7, 10
Warren 67+ Youngstown 21-, 27, 73-	Sharon	39+	Athens 25+
Zanesville 50+.	State College	•44	Austin 7+, 18-, 24, *70-
Oklahoma:	Sunbury		Ballinger 25
Ada 10+,50+	Uniontown		Bay City 33 Beaumont-Port Arthur 4—
Altus 36 Alya 30	Wilkes-Barre28		6-,31+ *37
Anadarko 58-	Williamsport	36-	Beeville 38-
Ardmore 12-, 55-	York 43 Rhode Island:	, 49	Big Spring4—,34+; Bonham43
Bartlesville62—	Providence 10+, 12+, 16,	•23	Borger 33
Blackwell 51— Chickasha 64	South Carolina:		Brady 15-
Claremore 15	Aiken	54	Breckenridge14+
Clinton 32-	Anderson 44	), 58 14	Brenham 52— Brownfield 15
Durant 39— Durant 27—	Charleston 2+,5+,*1	3, 17+	Brownsville (also see Brownsville-
Elk City 15+,26+	Clemeon	•68	Harlingen-Weslaco) 36
El Reno 56+	Columbia 10-, •19+, 25-	, 67+	Brownsville-Harlingen-Weslaco 1_ 4+,5- Brownwood 19
Enid 5, 21, *27+	Conway8-	- 23 <del>-</del> - 60	Bryan 54
Frederick 44 Guthrie 48	'Georgetown	27—	Childress 40
Guymon 20+	Greenville4-, 23+,	•29	Cleburne 57
Hobart 23+	Greenwood Lake City		College Station
Holdenville 14— Hugo 21+	Lancaster		Conroe 20+
Lawton 7+,*28+,34-	Laurens	45 <b>—</b>	Corpus Christi 6+, 10-, *16+, 22, 43
McAlester 47	Marion		Crockett 56
Miami 58-	NewberryOrangeburg	70 44—	Crystal City 28+
Muskogee 8- *45+ 66+ Norman 31- *37-	Rock Hill	61	Cuero 25-
Oklahoma City4-,9-,*13,19+,25-	Spartanburg 7+,17-	-,74—	Dalhart 16
Okmulgee 26	SumferUnion	47 65—	Dalles 4+, 8, *13+, 23, 29, 73 Del Rio 16-
Pauls Valley 61 Ponca City 40	South Dakota:	UJ	Denison 52
Pryor Creek 54	Aberdeen9-	. 17+	Denton *2, 17
Sapulpa 42-	Belle Fourche	23+	Eagle Pass
Seminole59	Brookings *8	17-1	El Campo 27
Shawnee 53- Stillwater 29- *69	Huron 12+		El Paco 4, *7, 9, 13, 20+ 26+
Tulsa 2+ 6, *11-, 17+, 23	Lead 5-		Falfurrias 52 Floydada 45
Vinita 28-	Madison 5+	. <del>2</del> 0	Floydada 45 Fort Stockton 22
Woodward8	Mobridge	27—	Fort Worth 5+,11-,20-,*26-
Oregon: Albany 55-	Pierre 6-, 10+,	•22+	Gainesville 49-
Ashland 14-	T/UNIU VILY ====================================	·, 15—	Galveston 11+,35- 41-,*47- Gonzales 64+
Astoria 30-	Sioux Falls 11, 13+, 38+	20	Greenville69-
Baker 37+	Vermillion *2-j	-, 41	Harlingen (also see Brownsville-
Bend 15- Burns 16	Watertown 3-	-, 35+	Harlingen-Weslaco) 23 Hebbronville 58
Corvallis*7-,49-	Winner Yankton		Hebbronville58 Henderron42+
Eugene*9+ 13,20+,26	Tonnoccoot		Hereford19-
Grants Pass 30 Klamath Falls 2-,17	Athens	14+	Hillsboro 63
La Grande 13+	Bristol, TennBristol, Va 5-		Houston 2—, *8—, 13—, 23+, 29—, 39— Huntsville 15
Lebanon 43+	Clusterille		Jacksonville 36—
McMinnville 46-	Cleveland	. 38+	Jasper 49-
Medford 5 North Bend 16+	Columbia		Kermit 14
Pendleton 28	Corington		Kilgore 59— Kingoville 40
Portland 6+, 8-, *10, 12, 21-, 27+	Drorchiter		Tamesa 28
Roseburg 4+,28+ Salem 3+ *18-,24+ 66			Iompasas 40—
Springfield 37-	Fayetteville	. 27+ . 49±	Laredo 8, 13, *15+ Lavelland 33-
The Dalles 32	Gallatin		Tittlefield 32
Pennsylvania:	Humboidt	. 25	Toneview 32, 38+
Allentown 39, 67 Altoona 10-, 19+ 25-	Jackson9-		Lubbock 5—, 11, 13—, *20, 26
Bethlehem 51—			Lufkin 9, 46— McAllen 20—
Bradford 70-	Knoxville 6. 10+. *20-		McKinney65—
Butler 43-	Lawrenceburg	. 50+	María 19+
Chambersburg 46- Du Bois 31-	7/COUTON ====================================		Marchall16—
Easton 57-	Marvville	. 51	<sup>1</sup> These assignments may be utilized in any
Emporium 42-	Memphis 3, 5+, *10+, 13+, 42-	<b>-,48</b> →	community lying within the area of the tri-
Erie 12, 35+ *41-, 68-	Morristown	. 54+	angle formed by Brownsville, Harlingen and
Harrisburg 27-, 55+, 71-	: Murfreesboro	- 12-	Wedlaco.

	Channel	Channel	
Texas—Continued	No.		Wisc
Mercedes	32 50—	Norton 52+; Petersburg 8,41	Sh Sh
Midland	~~	Portsmouth. (See Norfolk-Ports-	S
Mineral Wells	38	mouth and also see Norfolk, Ports-	St
Mission	14	mouth-Newport News.) 37-	St
Monahans		Pulaski 37— Richmond 6+ 12—, *23, 29+	St W
Nacogdoches		Roanoke 7-, 10, 27+ *33-	W
New Braunfels	62-		Wyo
Odessa	7- 24-	Staunton 36	Bi Ca
Orange	43—	Waynesboro 42 Williamsburg 17	C
Paris		Winchester 28+	Č
Pearsall	31	Washington:	D
Pecos	16+ 22	Aberdeen 58	E G
PerrytonPlainview		Anacortes 34 Bellingham 12+, 18+ 24-	G
Port Arthur. (See Beaumont	;.)	Bremerton 44, 50	G
Quanah	42	Centralia 17	Ŀ
Raymondville		Ellensburg 49, *65 Ephrata 43	L:
Rosenberg 3— 8+		Ephrata 43 Everett 22 → , 28 →	L
San Antonio 4, 5, *9— 12	+ 35+ 41+	Grand Coulee 37	_ N
San Benito	48	Hoquiam 52	P
San Marcos	53+ 14-	Kelso 39 Kennewick (also see Kennewick-	R R
SeguinSeymour	24+	Richland-Pasco) 25	R
Sherman	46十	Kennewick-Richland-Pasco *41	S
Snyder	30+	Longview 33	T
Stephenville Sulphur Springs		Olympia60 Omak-Okanogan*35—	T V
Sweetwater	12	Okanogan. (See Omak.)	V
Taylor	58+	Pasco (also see Kennewick-Rich-	
Temple	6, 16, 22+	land-Pasco) 19—	A 7 -
Terrell	53 3.1. *18 24	Port Angeles 16— Pullman *10— 24	Ala A
Tyler	_ 7.19— 72	Richland (also see Kennewick-Rich-	F
Uvalde Vernon Victoria	20	land-Pasco) 31	J
Vernon	18+	Seattle 4, 5+, 7, *9, 20, 26+	K
Waco 10	19+ 34	- Spokane	S
Waxahachie	45—	Walla Walla 5— 8, *22	Hay
Weatherford	51	Wenatchee *45, 55, 67	H
Weslaco. (See Brownsyil	le-Har-	Yakima 23+ 29+ *47	E
lingen-Weslaco.) Wichita Falls 3, 6-	•16± 22	West Virginia:  Beckley 6-, 21, 66	L
Titah.		Bluefield41+	v
Brigham	36-	Charleston8+ *43+ 49-	Pue
Cedar City		Clarksburg 12+, 22, 69-	A
Logan 1 Ogden 9-		Elkins 40+	Z Z
Price		Fayetteville 4	F
Provo1	1+, 22, *28	Hinton 31	S
Richfield	13+	Huntington3+ 13+ *53-	Vir
St. GeorgeSalt Lake City_ 2—, 4—5+, *	7 204- 26	Logan 23— - Martinsburg 58—	C
Tooele	44	Morgantown *24	
Vernal		Parkersburg 15—	(Se
Vermont:	40	Welch 25	108
BenningtonBrattleboro		Weston 5, 32 Wheeling (also-see Wheeling-Steu-	sec
Burlington	_ *16+ 22+	benville, Ohio) *57+	307
Montpelier	3,40	Wheeling-Steubenville, Ohio_ 7, 9+ 51+	4
Newport		Williamson 17	1
Rutland		Wisconsin:	•
St. Johnsbury		Adams	
Virginia:		Ashland 15+	
Blacksburg	*60+	Beaver Dam 37	
Bristol. (See Bristol, Tenn.) Charlottesville		Beloit 57	
- Covington		ATTACATE ====================================	`[F.
Danville	24-	Fond du Lac	
Emporia		Green Bay2+, 6, 70+	
Farmville		Janesville63+	
Front Royal		Kenosha 61— La Crosse 8+ *32+,38-,72	
Harrisonburg	3- 34	Madison3, *21-, 27- 33+	3
Lexington	54	Manitowoc 65	
Lynchburg			TAI
Martinsville		Milwaukee 4- *10+ 12, 19- 25, 31+ Oshkosh 48-	
Newport News. (See Norfolk		Park Falls *18	:
mouth-Newport News.)		Portage 17	Ta
Norfolk-Portsmouth (also so		Prairie du Chien 34	tel
folk-Portsmouth-Newport Norfolk-Portsmouth-Newport		Racine 49— 55 Rhinelander 22	- 10
(also see Norfolk-Portsmot		Rice Lake	-
	15, *21-, 33	Richland Center 15, *66-	mı

et
Wisconsin—Continued No.
Sheboygan 59-
Shell Lake *30-
Sparta 50— Stevens Point 20+, 20—
Sturgeon Bay
Superior. (See Duluth, Minn.)
Wausau7-, 16+, •46- Wisconsin Rapids14-
Wyoming:
Buffalo 29 Casper 2+, 6+
Casper2+, 6+
Cheyenne 3,54-Cody 24-
Douglas 14
Evanston 14-
Gillette 31- Green River 16
Greybull 40
Lander 17-
Laramie *8+, 18+ Lovell 36+
Lusk 19-
Newcastle 28-
Powell 30+ Rawlins 11-
Riverton 10+
Rock Springs 13
Sheridan 9-, 12+
Thermopolis 15 Torrington 27
Wheatland 24+
Worland 34
U. S. TERRITORIES AND POSSESSIONS
Alaska;
Anchorage 2-, •7-, 11-, 19-
Fairbanks2+, 4+, 7+, *9+, 11+, 13+ Juneau*8, 8, 10
Ketchikan 2. 4. *9
Seward 4-, 9-
Sitka 13 Hawaiian Islands:
Hilo, Hawaii 2,0*4, 7, 9, 11, 13
Honolulu, Oahu
Hawaiian Islands: Hilo, Hawaii
Wailuku, Maul 3, 8, *10, 12
Puerto Rico:
Arecibo 13+ Caguas 11-
Mayaguez3+,5-
Ponce 7+. 9-
San Juan2+, 4-, *6+ Virgin Islands:
Charlotte Amalle 10-, 12+
Christiansted 8.
(Sec. 4, 48 Stat. 1066, as amended; 47 U.S. C.
154Interprets or applies sec. 301, 48 Stat.
1081, sec. 303; 48- Stat. 1082, as amended, sec. 307, 48 Stat. 1084; 47 U. S. C. 301, 303,
307)
Adopted: November 5, 1953.
Released: November 6, 1953.
FEDERAL COMMUNICATIONS
Commission, [seal] Wm. P Massing,
Acting Secretary.
[F. R. Doc. 53-9633; Filed, Nov. 13, 1953;
8:54 a. m.]
-
[Docket No. 10651']
[Double aton a Change and

PART 3—RADIO BROADCAST SERVICES
TABLE OF ASSIGNMENTS FOR TELEVISION
BROADCAST STATIONS

In the matter of amendment of § 3.696 Table of assignments, rules governing television broadcast stations; Docket No. 10651

1. On August 3, 1953, Charles A Casmus, Jr., Montgomery, Alabama, filed a

petition with the Commission requesting an amendment of § 3.606 Table or assignments, rules governing television broadcast stations so as to assign Channel 8 or Channel 3 to Montgomery, Alabama. On August 21, 1953, the Commission issued a notice of proposed rule making (FCC 53-1069) on the said proposal which was published in the Federal Register on August 28, 1953 (18 F. R. 5148.)

2. The time for filing comments in this proceeding expired October 5, 1953. The Alabama Telecasting Company and the Deep South Broadcasting Company of Montgomery, Alabama, supported the proposed assignments for Montgomery.

3. The assignment of Channel 8 to Montgomery was proposed as follows:

Cita	Channel No.		
City	Present	Proposed	
Montgomery, Ala West Point, Miss	12, 20, *26+, 32 8, 56+	8-, 12, 20, *26+, 32 4-, 56+	

On October 16, 1953, petitioner amended its proposal so as to delete the request for Channel 3 at Montgomery and amended its proposal to assign Channel 8 to Montgomery as follows:

C:I-	Channel No.		
City	Present	Proposed	
Montgomery, Ala Columbus, Miss West Point, Miss	12, 20, *26+, 32 28- 8, 56+	8, 12, 20, *25+ 4, 28- 56+	

4. Capitol Broadcasting Co., the permittee of television Station WCOV-TV on Channel 20 in Montgomery, Alabama opposed the assignment of an additional channel to Montgomery. Capitol stated that there were 2 applications on file for Channel 12 at Montgomery 2 that WCOV-TV has commenced commercial operation on Channel 20; and that there are no applications on file for Channel 32 presently assigned to Montgomery. Capitol urged that the assignments to. Montgomery are consonant with the number assigned to communities of comparable size; that the proposed assignments are not necessary to effect a fair and equitable distribution of facilities: that there is no special need for a second VHF assignment in Montgomery in view of the rather smooth terrain in the area; that the addition of a second VHF assignment would be unfair to the UHF operator who pioneered in developing the service in the area; and that it would hinder the development of the UHF service as an integral part of television service. Capitol further urged that the requested assignments be withheld pending a request therefor in a city for which there is need shown.

5. Dallas Broadcasters, Inc., Selma, Alabama, opposed the assignment of Channel 8 to Montgomery and proposed that this channel be assigned instead to Selma, Alabama. In support of its counterproposal Dallas Broadcasters urged that Selma is a city of 22,840 population; that it is not economically feasible to construct a UHF station at Selma in order to obtain the coverage necessary to serve the population around the city that that proposed assignment of Channel 8 to Selma would meet the requirements of the Commission's Rules and would represent a fair and equitable distribution of television facilities.

Mr. Birney Imes, Jr., Columbus, Mississippi, opposed the proposal to assign Channel 8 to Montgomery insofar as it assigned Channel 4 to West Point, Mississippi. Mr. Imes requested that Channel 4 be assigned to Columbus, Mississippi, instead of West Point. In support of his counterproposal Mr. Imes urged that Columbus had a population of 17,172 as against 6,432 for West Point; that the separation between West Point and Columbus was only 17 miles so that the assignment of Channel 4 to Columbus would provide VHF service to West Point; that the assignment as proposed would meet the requirements of the Commission's Rules; and that in view of the greater size and importance of Columbus the assignment would make possible greater coverage and availability of programming. As indicated above, in its reply to oppositions and counterproposals, petitioner amended his request to conform to Mr. Imes counterproposal insofar as it assigned Channel 4 to Columbus in lieu of West Point.

7. The Commission is presented with a request to assign Channel 8 to Montgomery and the conflicting counterproposal to assign that channel to Selma. In addition the Commission is presented with the choice of retaining the assignment of Channel 4 in West Point or assigning that channel to Columbus. With respect to the Channel 8 assignment, we are of the view that the assignment of a first VHF channel to Selma, a community of 22,800 is to be preferred over the assignment of a second. VHF channel to Montgomery. Further, we are of the view that the assignment of a first VHF channel to Columbus, a city of 17,200 is to be preferred over the assignment of a first VHF channel to West Point, a community of only 6,400. Accordingly, the petition of Charles A. Casmus, Jr., is denied, and the counterproposals of Dallas Broadcasters, Inc., and Mr. Birney Imes, Jr., are granted.

8. Authority for the adoption of the proposed amendments is contained in sections 4 (i) 301, 303 (c), (d) (f), and (r) and 307 (b) of the Communications Act of 1934, as amended.

9. In view of the foregoing: It is ordered, That effective 30 days after publi-

cation in the Federal Register, the Table of Assignments contained in § 3.606 of the Commission's rules and regulations is amended as follows:

	annel No.
Selma, Ala	858+
Columbus, Miss	423-
West Point, Miss	56+

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. 154. Interprets or applies sec. 301, 48 Stat. 1081, sec. 303, 48 Stat. 1032, as amended, sec. 307, 48 Stat. 1034; 47 U. S. C. 301, 303, 307)

Adopted: November 5, 1953. Released: November 10, 1953.

[SEAL]

FEDERAL COMMUNICATIONS, COMMISSION, WIL P. MASSING, Acting Secretary.

[F. R. Doc. 53-9628; Filed, Nov. 13, 1953; 8:53 a. m.]

[Docket No. 10597]

PART 3-RADIO BROADCAST SERVICES

NORDIAL LICENSE PERIOD FOR TELEVISION BROADCAST STATIONS

In the matter of amendment of § 3.630 of the Commission's rules relating to license periods of television broadcast stations: Docket No. 10597.

1. The Commission has under consideration its notice of proposed rule making (FCC 53-932) issued in this proceeding on July 24, 1953, proposing to amend § 3.630 of the Commission's rules and regulations by extending the license term for television broadcast stations to a period of three years.

2. Comments supporting the proposed amendment were filed by National Broadcasting Company, Inc., WGN, Inc., Allen B. DuMont Laboratories, Inc., American Broadcasting-Paramount Theaters, Inc., National Association of Radio and Television Broadcasters, Columbia Broadcasting System, Inc., Storer Broadcasting Company, WDEL, Inc., WGAL, Inc., Associated Broadcasters, Inc., WTOP Inc., WAAM, Inc., and The Washington Post Company.

3. In support of the proposed amend-ment, it is urged that the extension of the license period for television stations to three years will facilitate the development of a nation-wide television system, will reduce substantially the workload for both television licensees and the Commission, and will systematize and ease the burden on the Commission and licensees where such licensees also hold authorizations for standard and FM broadcast stations. It is contended that the formative stage in the development of the television service has passed and that this service has now become sufficiently stabilized and mature to warrant the same license period currently in effect in the standard and FM broadcast fields. It is urged that increasing the license term to three years will free the Commission from entanglement in many routine cases and permit it to concentrate on those licensees whose operation and practices merit particular attention.

<sup>&</sup>lt;sup>1</sup>In view of this amendment the proposal to assign Channel 3 to Montgomery and the oppositions thereto will not be considered further

<sup>&</sup>lt;sup>2</sup> There is outstanding an Initial Decision to grant one of the applications.

<sup>&</sup>lt;sup>3</sup>The assignment of Channel 8 to Selma conflicts with an alternative propocal contained in a petition for rule making filed by the Legansport Broadcasting Company, Logansport, Indiana. Logansport proposes to assign Channel 8 to Dothan, Alabama, at a distance of approximately 125 miles from Selma. In view of the fact that the minimum co-channel spacing for VHF channels in Zone II is 190 miles only one of these proposals may be granted. In a Memorandum Opinion and Order, issued this day with this Report and Order, the request of Logansport is denied.

<sup>&</sup>lt;sup>4</sup> Commissioner Bartley concurring in view of the Commission's action on the petition of the Logansport Broadcasting Corporation.

Adoption of the three-year period as proposed, it is argued, will stabilize television operation and afford added incentive thereby facilitating the development of a nation-wide competitive television service.

4. The American Veterans Committee. a national organization of veterans, filed a comment in opposition to the proposed amendment. AVC urges that the present one-year license-period should be maintained until the Commission "shall have had the opportunity to engage in a factual study of television programming and the public shall have had the opportunity to present its views in an open public hearing on the rule pro-posed in this proceeding." AVC submits that renewal applications are the primary source of information relating to the operation of television stations available to the Commission and that information reflected by such applications must be forthcoming annually if the Commission is to be in a position to examme effectively the operation of television stations. AVC contends that the television broadcast service is still in its formative stage, and that the operation of each of the many new stations should be examined annually "to insure that the owners and operators commence operation with an attitude and feeling of public interest implicit in its operation." AVC argues that the advantages resulting from a procedure that will enable the Commission to examine effectively into television operations far outweigh any disadvantages inherent in the Commission's present workload.

5. The San Francisco Branch of the American Association of University Women also filed a letter opposing the adoption of the proposed amendment. It is urged that monitoring surveys of television programs indicate that the obligations of television broadcast stations to serve the public interest, convenience and necessity have not been fulfilled, and that until such time as the broadcasters "completely meet these responsibilities" the performance of the television stations should "be compared with their promises at least as frequently

as once a year."

6. AVC urged that the Commission have "an open public hearing in this proceeding." 1 The Commission is of the view that a formal hearing is not necessary or desirable in this proceeding. All interested parties have been afforded full opportunity to file written data, views and arguments directed to the proposed rule, and a number of such comments have been filed. We are aware of no evidence relating to the issues in this proceeding that could be presented only

during the course of an oral hearing and which could not be presented to us for consideration in the form of written comments. A formal public hearing in this proceeding would serve no useful purpose at this time and would merely result in unnecessary delay.

7. The Commission is of the view that the proposed amendment extending the normal license term for television broadcast stations to a three-year period should be adopted. This service, we believe, has now reached the stage where the license period for future television licenses and for renewals of existing licenses may be extended to three years to conform with the term currently authorized for both standard and FM broadcast stations. Extension of the license term as proposed will reduce substantially the workload for both television licensees and the Commission, and will also ease the burden on those television licensees also holding authorizations for standard and FM broadcast stations since the licenses of all such stations in the same geographical area will now expire on the same date. We do not believe, as AVC contends, that a factual study of television programming is a prerequisite to the extension of the license term for television broadcast stations.

8. In extending the license period, we wish to make clear that we are in no way modifying the responsibility of broadcasters to operate their stations in the public interest. On the contrary, as pointed out by a number of the parties in their comments, extending the term to three years will afford us more time to assure a complete and adequate review of the operation of such stations.

9. It should be noted that since § 4.18 of the rules (47 CFR 4.18) provides that "Licenses for stations in the Auxiliary Broadcast Service will be issued for a period running concurrently with the licenses of the broadcast station with which such auxiliary stations are acting", the adoption of the proposed rule also will have the effect of increasing to a three-year period the license term for television STL stations, television inter-city relay stations, and television pick-up stations.

10. Authority for adoption of the subject amendment is contained in sections 4 (i) 303 (r) 370 (b) (d) and (e) and 308 (a) and (b) of the Communications Act of 1934, as amended.

11. In view of the foregoing: It is ordered, That effective 30 days after publication in the Federal Register, § 3.630 of the Commission's rules and regulations is amended as set forth below.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S. C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended, secs. 307, 308, 48 Stat. 1084, 1085; 47 U. S. C. 307, 308)

Adopted: November 5, 1953.

Released: November 9, 1953.

FEDERAL COMMUNICATIONS COMMISSION,2

[SEAL] WM. P. MASSING Acting Secretary.

Section 3.630 is amended to read as follows:

§ 3.630 Normal license period. (a); All television broadcast station licenses will be issued for a normal license period of three years. Licenses will be issued to expire at the hour of 3:00 a. m., e. s. t., in accordance with the following schedule and at three-year intervals thereafter.1

(1) For stations located in Delaware and Pennsylvania, August 1, 1954.
(2) For stations located in Maryland,

District of Columbia, Virginia, West Virginia, October 1, 1954.

(3) For stations located in North Carolina, South Carolina, December 1. 1954.

(4) For stations located in Florida. Puerto Rico, and Virgin Islands, February 1, 1955.

(5) For stations located in Alabama and Georgia, April 1, 1955.

(6) For stations located in Arkansas. Louisiana, and Mississippi, June 1, 1955. (7) For stations located in Tennessee.

Kentucky, and Indiana, August 1, 1955. (8) For stations located in Ohio and

Michigan, October 1, 1955.

(9) For stations located in Illinois and Wisconsin, December 1, 1955.

(10) For stations located in Iowa and Missouri, February 1, 1956.

(11) For stations located in Minnesota, North Dakota, South Dakota, Montana, and Colorado, April 1, 1956.

(12) For stations located in Kansas. Oklahoma, Nebraska, June 1, 1956.

(13) For stations located in Texas. August 1, 1956.

(14) For stations located in Wyoming, Nevada, Arizona, Utah, New Mexico, and Idaho, October 1, 1956.

(15) For stations located in California, December 1, 1953.

(16) For stations located in Washington, Oregon, Alaska, and Hawaii, February 1, 1954.

(17) For stations located in Connecticut; Maine, Massachusetts, New Hampshire, Rhode Island, Vermont, April 1, 1954

(18) For stations located in New Jersey and New York, June 1, 1954.

[F. R. Doc. 53-9605; Filed, Nov. 13, 1953; 8:49 a. m.]

<sup>1</sup> On August 21, 1953, the Commission considered requests filed by The Americans for Democratic Action (ADA) and the International Union, United Automobile, Aircraft and Agricultural Implement Workers of America (UAW-CIO), for a "public hearing" in the above-entitled matter. On that date the Commission adopted an Order denying the requests but pointing out that ADA and UAW-CIO could resubmit their requests developing more fully the necessity and desirability for a public hearing and that the Commission would consider such requests in the proceeding. However, no additional comments have been filed by these parties.

<sup>&</sup>lt;sup>2</sup> Commissioner Hennock dissenting and issuing an opinion which was filed as part of the original document.

<sup>&</sup>lt;sup>1</sup>Renewals of licenses will be granted for: the period specified in the rule: Provided, however, That if as a result of the transition from the previous schedule to the above schedule the period for which a license is renewed is 6 months or less, the licensee may within the period 60 days to 30 days before the expiration date of such renewed license file, in lieu of renewal application (FCO Form 303), a written application under oath for the next renewal of license which shall consist of (1) a request that its license be re-newed; (2) a statement that no substantial changes have been made in its operations or in its plans for future operations since its last renewal application; or if changes have been made or proposed, a statement specifying such changes; and (3) a statement that the applicant waives any claim to the use of any particular frequency or of the other as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise. Upon review of such statements, the Commission may grant a renewal of license for the full period provided for in the rule; or if the Commission requires additional information, it may require the filing of renewal application (FCC Form 303).

### PROPOSED RULE MAKING

### DEPARTMENT OF AGRICULTURE

Production and Marketing
Administration

[7 CFR Part 921 ]

[Docket No. AO 222-A5 R01]

HANDLING OF MILK IN SPRINGFIELD, Mo., MARKETING AREA

NOTICE OF REOPENING OF HEARING ON PRO-POSED AMENDMENTS TO TENTATIVE MAR-KETING AGREEMENT AND TO ORDER, AS AMENDED

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S. C. 601 et seq.) and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900) notice is hereby given of the reopening of the public hearing held at Springfield, Missouri, September 28-30, 1953, on proposed amendments to the tentative marketing agreement heretofore approved by the Secretary of Agriculture and to the order, as amended, regulating the handling of milk in the Springfield, Missouri, marketing area.

The purpose of the reopened hearing is to afford interested parties opportunity to introduce additional evidence with respect to economic conditions which relate to the handling of milk in the Springfield, Missouri, marketing area, and to the material issues of the record of said hearing which were not decided in the Assistant Secretary's decision of October 26, 1953 (18 F. R. 6829) and to receive evidence concerning the additional proposals for amendment hereinafter set forth, or appropriate modifications thereof. None of the proposals to be considered at the hearing has received the approval of the Secretary of Agriculture.

The reopened hearing will be held in the Washington County Court House, Fayetteville, Arkansas, beginning at 10:00 a.m., December 1, 1953.

The following additional amendments have been proposed:

By the Northwest Arkansas Dairy Farmers Association:

- 1. Amend § 921.7 to include in the marketing area the county of McDonald in the State of Missouri and the counties of Benton and Washington in the State of Arkansas.
- 2. Amend the appropriate sections of the order to provide for the use of location differentials in calculating minimum handler and producer prices with respect to milk received in certain parts of the marketing area.

By the Producers Creamery Company of Springfield, Missouri:

3. Consider the inclusion of McDonald county, Missouri, and Benton and Washington counties, Arkansas, in the marketing area.

Copies of this notice of reopening of hearing and of the order now in effect may be procured from the Market Administrator, 4030 Chouteau Avenue, St. Louis 10, Missouri, or from the Hearing Clerk, Room 1353, South Building, United States Department of Agriculture, Washington 25, D. C., or may be there inspected.

Dated: November 10, 1953.

[SEAL] GEORGE A. DICE,
Acting Assistant Administrator.

[F. R. Doc. 53-9641; Filed, Nov. 13, 1953; 8:55 n. m.]

### 17 CFR Part 927 I

[Docket No. AO-71-A-26]

HANDLING OF MILK IN NEW YORK METRO-POLITAN MILK MARKETING AREA

NOTICE OF HEARING ON PROPOSED ALIEND-MENTS TO TENTATIVE AGREEMENT AND TO ORDER, AS ALIENDED

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S. C. 601 et seq.) and the applicable rules of practice and procedure, as amended, governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of a public hearing to be held at the Hotel Utica, in Utica, New York on November 18, 1953 beginning at 10:00 a.m., for the purpose of receiving evidence with respect to the proposed amendment hereinafter set forth, or appropriate modifications thereof, to the tentative marketing agreement and to the order, as amended, regulating the handling of milk in the New York metropolitan milk marketing area. This proposed amendment has not received the approval of the Secretary of Agriculture.

Following is the proposed amendment: Amend § 927.40 (a) to prevent the interruption of utilization of fluid milk during the month of October 1953, resulting from the strike of dairy plant employees and drivers which occurred during such month, from being reflected in the computation of Class I-A prices for the month, of December 1953 and thereafter.

Copies of this notice of hearing, the said order, as amended, and the said tentative marketing agreement may be procured from the Market Administrator, 205 East Forty-second Street, New York 17, New York, or from the Hearing Clerk, United States Department of Agriculture, Room 1353, South Building, Washington, D. C., or may be there inspected.

Dated: November 10, 1953.

[SEAL] ROY W. LENNARTSON,
Assistant Administrator.

[F. R. Doc. 53-9639; Filed, Nov. 13, 1953; 8:55 a. m.]

### DEPARTMENT OF HEALTH, EDU-CATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 125]

[Docket No. FDC-24 (a)]

LABEL STATEMENTS CONCERNING DIETARY
PROPERTIES OF FOOD PURPORTING TO BE
OR REPRESENTED FOR SPECIAL DIETARY
USES

### NOTICE OF HEARING

In the matter of amending the regulations pertaining to label statements concerning dietary properties of food purporting to be or represented for special dietary uses:

Upon the initiative of the Secretary of Health, Education, and Welfare, and in accordance with the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 403 (j), 701, 52 Stat. 1047, 1055; 21 U. S. C. 343 (j) 371; 67 Stat. 18) notice is hereby given that a public hearing will be held commencing at 10 o'clock in the morning of December 15, 1953, in Room 3724, Health, Education, and Welfare Building, 330 Independence Avenue SW., Washington, D. C., for the purpose of receiving evidence upon a proposal to amend the regulations pertaining to label statements concerning dietary properties of food purporting to be or represented for special dietary uses (21 CFR Part 125), in the following respects:

- 1. In § 125.4 Label statements relating to minerals it is proposed to amend paragraph (a) (2) by changing the second sentence to read as follows: "Except as provided in § 125.9, the quantity of food specified as required in this section shall be the quantity customarily or usually consumed during a period of one day, or a quantity reasonably suitable for and practicable of consumption within such period."
- 2. It is proposed to amend Part 125 by adding the following new section:
- § 125.9 Label statements relating to certain foods used as a means of regulating the intake of sodium for the purposes of dietary management with respect to disease. If a food purports to be or is represented for special dietary use by man by reason of its use as a means of regulating the intake of sodium for the purposes of dietary management with respect to disease, the label shall bear a statement of the number of milligrams of sodium in 100 grams of such food.

At the hearing, evidence will be restricted to testimony and exhibits relevant and material to such proposals. The hearing will be conducted in accordance with the rules of practice provided therefor. Mr. Leonard D. Hardy is hereby designated as presiding officer to conduct the hearing in place of the Secretary, with full authority to administer oaths and affirmations and to do all other things appropriate to the conduct of the hearing.

The proposed amendments for consideration at the hearing are subject to adoption, rejection, or modification by the Secretary of Health, Education, and Welfare, in whole or in part, as the evidence adduced at the hearing may require.

Dated: November 9, 1953.

[SEAL] OVETA CULP HOBBY, Secretary.

[F. R. Doc. 53-9602; Filed, Nov. 13, 1953; 8:48 a. m.]

### FEDERAL COMMUNICATIONS COMMISSION

[ 47 CFR Part 1.]

[Docket Nos. 10107, 10746]

ANNUAL REPORT FORMS APPLICABLE TO STANDARD BROADCAST, FM, TELEVISION AND INTERNATIONAL STATIONS

NOTICE OF FURTHER PROPOSED RULE MAKING

In the matter of amendment of Annual Report Form 324 and deletion of Annual Report Form 324-A, applicable to Standard Broadcast, FM, Television and International Stations; Docket No. 10746; amendment of Schedules 10-A and 10-B (Employees and Their Compensation) of Annual Report Form 324, applicable to Standard Broadcast, FM, Television and International Stations; Docket No. 10107.

- 1. Notice is hereby given of further proposed rule making in the above-entitled matter.
- 2. On January 11, 1952, the Commission issued a notice of proposed rule making (17 F R. 527) looking toward the amendment in certain respects of Schedules 10-A and 10-B (Employees and Their Compensation) of Annual Report Form 324. The Commission is now proposing to delete these schedules, and is herewith consolidating that docket (Docket No. 10107) in the instant proceeding.
- 3. The Commission is also herewith proposing to amend Annual Report Form 324 in other particulars as set forth in Appendix A. The proposed revisions provide for the deletion of certain schedules and for the simplification of other schedules. In addition, it is proposed to delete Annual Roport Form 324-A, Summary Estimates of Station Broadcast Revenues and Expenses.
- 4. As a result of the above, changes are required in section 0.206 (c) and § 1.341 (a) and (b) of the Commission's rules and regulations. The proposed changes are set forth below.
- 5. Annual Report Form 324 is prescribed in § 1.341 (a) of the Commission's rules and regulations. Authority for the issuance of the proposed amendment is contained in sections 4 (i) 303 (r) and 308 (b) of the Communications Act of 1934, as amended.
- 6. Any interested party who is of the opinion that the proposed amendment

should not be adopted, or should not be adopted in the manner proposed herein. may file with the Commission on or before December 7, 1953, a statement or brief setting forth his comments. At the same time persons favoring the amendment as proposed may file statements in support thereof. Statements or briefs in reply to the original comments may be filed on or before December 17, 1953. Before taking action in the matter the Commission will consider all such comments that are presented, and if any comments are submitted which appear - to warrant the holding of oral argument, notice of the time and place of such oral argument will be given.

7. In accordance with the provisions of § 1.764 of the Commission's rules and regulations, an original and fourteen copies of all statements or briefs filed, plus one extra copy for each party to the proceeding in the case of comments in reply to the original statements or briefs, shall be furnished to the Commission.

Adopted: November 5, 1953.

Released: November 9, 1953.

Federal Communications Commission,

[SEAL] WM. P MASSING,
Acting Secretary.

1. Amend section 0.206 (c) to read as follows:

- (c) All applications and amendments thereto filed under Title II and Title III of the act, including all documents and exhibits filed with and made a part thereof, and all communications protesting or endorsing any such applications, authorizations, and certifications issued upon such applications; all pleadings, depositions, exhibits, transcripts of testimony, reports of examiners or presiding officers, exceptions, briefs, proposed reports, or findings of fact and conclusions: all minutes and orders of the Commission. The information filed under § 1.341 and network and transcription contracts filed pursuant to § 1.342 shall not be open to public inspection. The Commission may, however, either on its own motion, or on motion of an applicant, permittee or licensee, for good cause shown, designate any of the material in this subsection as confidential.
- 2. Amend § 1.341 (a) to read, as follows:
- § 1.341 Financial report, broadcast licensees and permittees. Each licensee of a broadcast station (standard, FM, television and international) and each permittee of a broadcast station engaged in interim operation shall file with the Commission on or before April of each year on Form 324 an operating statement for the preceding calendar year together with a statement as to investment in tangible broadcast property as of December 31 of the preceding calendar year.
- 3. Delete paragraph (b) of § 1.341. [F. R. Doc. 53-9609; Filed, Nov. 13, 1953; 8:50 a.m.]

### [ 47 CFR Parts 2, 11 ]

[Docket Nos. 9703, 107421

SPECIAL INDUSTRIAL RADIO SERVICES AND TABLE OF FREQUENCY ALLOCATIONS

SECOND NOTICE OF FURTHER PROPOSED RULE MAKING

In the matter of revision of Subpart K of Part 11, rules governing the Special Industrial Radio Services; Docket No. 9703; and amendment of § 2.104, Table of frequency allocations, of Part 2 of the Commission's rules: Docket No. 10742.

Commission's rules; Docket No. 10742.

1. The Special Industrial Radio Service was established by the Commission's Report and Order of April 27, 1949, effective July 1, 1949. The service was intended to provide radiocommunications for a wide variety of industrial enterprises outside of population centers where other communications facilities were not readily available. Since its inception it has grown steadily to the point where there are now more than 4500 licensed stations in operation. growth has given rise to many problems, not the least of which has been the difficulty experienced in applying some of the standards set forth in § 11.501.

2. In an effort to resolve some of these problems, two notices of proposed rule making have been issued. The comments filed in response thereto have served to accentuate the many questions confronting the Commission in promulgating reasonable and workable standards for this service. A First Report and Order which substituted the criterion of operation outside "Standard Metropolitan Areas" of 500,000 or more population for the term "remote or sparsely settled region" was issued May 13, 1953. The remaining issues in the proceeding, however, were left unresolved pending further study and it was indicated that further proposed rule making might be necessary.

making might be necessary.

3. The experience with the service since its inception together with the many comments and requests filed relative thereto indicate that a new approach might be the most expedient method of solution. Accordingly, a completely new set of rules is hereby proposed. These are set forth below. While the proposed rules speak for themselves there are certain features to which we believe specific attention should be directed.

- 4. At the outset it should be noted that an attempt has been made to delineate as specifically as possible the various categories of industrial activities for which it is proposed to make available radio communications in the Special Industrial Radio Service. The classification of industries has been based to a large extent on the Standard Industrial Classification Manual prepared by the Bureau of the Budget: Volume I, Manufacturing Industries, 1945; and Volume II, Non-Manufacturing Industries, 1949. In cases of doubt as to the proper classification for a particular activity, reference to that manual is recommended.
- 5. The major activities delineated are agriculture, manufacturing, mining,

<sup>&</sup>lt;sup>1</sup>Filed as part of original document; copies obtainable upon request to Federal Communications Commission.

heavy construction, and certain of the trades and services. There is little change in the eligibility requirements governing agriculture, manufacturing, and mining. The heavy construction category, however, specifically excludes building construction. Furthermore, within Standard Metropolitan Areas with a population of 500,000 or more, Base Stations must be located within one quarter mile of the particular construction project to be served.

6. One of the most significant changes in the new rules is the inclusion of certain service and trade activities. These are divided into four groups. The first, § 11.507, concerns those persons who provide specialized functions under contract to single categories of persons who would be eligible in certain of the Industrial Radio Services to use radio in the performance of the same function. Examples of the type of activities that would be included under this rule are the petroleum industry specialists such as well acidizers, loggers, perforators, and the like; pipeline repairers; agricultural specialists who spray or harvest crops for others. Those found eligible under this section may locate their radio system any place the industry served would be able to operate. However, the general limitations on use contained in § 11.512 apply to these licensees as well as all others in the Special Industrial Radio Service.

7. The second service and trade activity rule, § 11.508, provides for the use of radio by persons who perform specialized functions for several different categories of industry as distinguished from the single industry concept contained in § 11.507. Persons found eligible under § 11.508 are limited to station location and operation outside Standard Metropolitan Areas of 500,000 or more population. It will be noted that whereas the delivery and pouring of readymixed concrete and hot asphalt mix are included in this group, sand and gravel deliveries are not. The distinction is based upon the fact that ready-mixed concrete and asphalt are perishable products and proper timing of deliveries is essential to avoid loss.

8. The third category, § 11.509, provides on-the-job communications for a variety of engineering activities. There are no population limitations on where radio may be used by this group.

9. The final service and trade group is tied in with the proposal issued concurrently herewith to create a Motor Carrier Radio Service under Part 16 of the Commission's rules, "Rules Governing the Land Transportation Radio Serv-This new service will provide for the use of radio in connection with the operation of busses, streetcars, and trucks operated by common or contract carriers. The so-called "private truckers" such as persons engaged in the delivery of fuel oil and butane gas, who operate trucks as an incident to a regular business, are being carried over into the Special Industrial Service under § 11.510. In this connection, six of the seven frequencies presently available to the Highway Truck Service are being reallocated to permit assignment in the Special Industrial Service. The proposed reallocation is set forth below.

10. We wish to call attention to the fact that each of the service and trade groups list certain activities as coming within the meaning of the particular definition under which they are set forth. We have attempted to be as specific as possible in this regard and if a particular activity has not been specifically delineated, any application to use radio in connection therewith must be accompanied by a petition to amend the rule to include that activity. It is believed that adherence to this policy will alleviate one of the problems associated with the present rules, i, e. the question of interpretations.

11. As is indicated in the section on scope of service, the proposed rules are designed to make mobile radio available to a wide variety of individual industrial enterprises. We anticipate that the Special Industrial Service will continue to grow. Hence, the limited number of frequencies available and suitable for mobile operations precludes unrestricted use thereof. Accordingly, we have found it necessary to place certain limitations not only on where radio may be used but also on the manner of operation. These are found in §§ 11.511 and 11.512. There are two limitations to which we direct attention. Since mobile relay operation is inherently wasteful of spectrum space, such stations will not be authorized within the limits of continental United States. Furthermore, because the service which the rules are designed to provide is mobile, except for safety messages communication between base stations is prohibited. Until the demands for mobile service are satisfied, we believe these prohibitions are reasonable.

12. The bands 3500-3700 Mc, 6425-6575 Mc, and 11,700-12,200 Mc available to the mobile service and the band 890-940 Mc available to the fixed service under the Table of Frequency Allocations in Part 2 of the Commission's rules have not been carried over into the new rules. The reason for this is that the Commission is undertaking a comprehensive study of the use of microwaves for private radio systems. (See Withdrawal of Notice of Proposed Rule Making and Termination of Proceedings in Docket 10500, released October 29, 1953.) Pending completion of this study, it is believed that no assignments should be made in these bands in this Service.

13. All persons presently licensed in the Special Industrial Radio Service who at the time of renewal or modification of their existing license are found to be ineligible under the new rules, will be given five years from the date of final action in this proceeding within which to amortize their equipment. Those required to change frequency shall do so within one year. All grants made during the pendency of the proceeding will be expressly made subject to such modification without hearing as may be necessary to effect compliance with the rules as finalized.

14. Final action in this matter will dispose of petitions filed by the National Ready Mixed Concrete Association and the National Sand and Gravel Association filed December 30, 1952, the Federal Communications Consulting Engineers Association dated February 4, 1952, and the Hawaiian Commercial and Sugar Company, Limited, filed August 5, 1953.

15. The proposed rules are issued under the authority contained in section 4 (i) and 303 of the Communications Act

of 1934, as amended.

16. Any interested party who is of the opinion that the proposed amendment should not be adopted or should not be adopted in the form set forth herein may file with the Commission on or before February 5, 1954 a written statement or brief setting forth his comments. Comments in support of the proposed amendment may also be filed on or before the same date. Comments or briefs in reply to the original comments may be filed within 14 days from the last day for filing said original comments or briefs. The Commission will consider all such comments that are submitted before taking action in this matter, and if any comments appear to warrant the holding of a hearing or oral argument, notice of the time and place of such hearing or oral argument will be given.

17. In connection with the filing of comments, it is desired to point out that much of the material filed in response to the previous notices is outdated. Accordingly, it is requested that interested persons not rely on statements already on file but submit them anew.

18. In accordance with the provisions of § 1.784 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: November 4, 1953. Released: November 6, 1953.

FEDERAL COMMUNICATIONS COMMISSION, [SEAL] WM. P. MASSING, Acting Secretary.

Part 11, Industrial Radio Services. is proposed to be amended in the following particulars:

1. Insert the following new paragraph in § 11.3 Definition of terms:

(x) Standard Metropolitan area. Any or all of the areas within the continental limits of the United States described and enumerated as Standard Metropolitan Areas in the U.S. Census of Population, 1950; Vol. I, Number of Inhabitants; Chapter 1, U.S. Summary Bureau of the Census. United States Department of Commerce. (The Standard Metropolitan Areas in the United States are listed in that publication in Table 26, beginning on Page 1-66. The publication is sold by the U.S. Government Printing Office, Washington 25, D. C.)

2. Delete the present index reference and text of Subpart K, Special Industrial Radio Service, and substitute the following new index reference and text:

SUPPART K-SPECIAL INDUSTRIAL RADIO SERVICE Sec.

11.501 Scope of service.

11.502 Availability of service.

Agricultural activities. 11.503

Heavy construction activities. Manufacturing activities. 11.504

11.505

11.506 Mining activities. Sec. 11.507 Specialized industrial service and trade activities.

General industrial service and trade 11.508 activities. Engineering service activities. 11.509

Miscellaneous public service ac-11.510

11.511 Permissible communications.

Station limitations. 11.512

Mobile service frequencies for use at 11.513 temporary locations.

11.514 Frequencies available for base and mobile stations. 11.515 Frequencies available for operational

fixed stations. 11.516 Frequencies available for base, mo-

bile and operational fixed stations.

### SUBPART K-SPECIAL INDUSTRIAL RADIO SERVICE

§ 11.501 Scope of service. (a) The rules set forth in this subpart are designed to make available to a variety of individual industrial enterprises mobile radiocommunication systems which can contribute materially to the safety and efficiency of the operations involved. The limited number of frequencies available for assignment in this service precludes making it available to all classes of persons who might have a need for mobile radiocommunication, particularly in or near large population centers. Accordingly, the Commission has been obliged to adopt strict eligibility limitations on industrial radio usage in such areas and, in addition, other limitations have been placed on the use of licensed stations. Nevertheless, those persons who do qualify for their own radio systems in this service are cautioned that a substantial amount of interference can be expected and are urged to cooperate in the solution of mutual interference problems.

(b) Certain frequencies are available for assignment for fixed service operations in this service on a limited basis; however, extensive licensing of point-topoint systems must await further development of the Commission's microwave Accordingly, requests for program. point-to-point facilities will be considered on a case-by-case basis. In general, requests for such point-to-point facilities should clearly establish either (1) that a number of fixed stations at permanent locations are required to provide communications between isolated establishments or from such establishments to points at which established communication facilities are available, or (2) that the use of a remotely located base station, with which a requested fixed control and fixed relay link is proposed to be used, is necessary to maintain communications with mobile units for the conduct of authorized communications. Point-to-point facilities will not be authorized for the transmission of any type of signal or communication between two locations within the same Standard Metropolitan Area except for the purpose of providing a fixed control and fixed relay link where the remote placement of a base station has been justified.

(c) The initial application from a person claiming eligibility under the provisions of this subpart shall be accompanied by a full description of the type, location and extent of the particu-

lar activity in which engaged and the proposed use of radio in connection therewith, together with a full description of any other activities in connection with which the radio-equipped vehicles will be used and the extent of such use.

§ 11.502 Availability of service. (a) Authorizations to operate stations in the Special Industrial Radio Service are available only to the extent and for the purposes set forth in this subpart. To the extent that the provisions of this subpart may be at variance with those contained in Subparts A, B, C, D or E of this part, the provisions of this subpart shall be controlling.

(b) Authorizations to operate stations in the Special Industrial Radio Service are not available to persons who are eligible to operate substantially the same radiocommunication facilities in other

Radio Services.

(c) A subsidiary corporation furnishing a non-profit communications service to its parent corporation or its subsidiaries may be considered eligible in the Special Industrial Radio Service, if the parent or its subsidiaries are engaged in one of the activities set forth in this subpart. The use of any radio system authorized pursuant to this paragraph will be subject to all the limitations and conditions applicable to the particular activity upon which eligibility is

predicated.

(d) The classification of certain industries and activities into specified categories for the purposes of this subpart is based upon the general classification of all industrial activities ocntained in the Standard Industrial Classification Manual (Executive Office of the President. Bureau of the Budget: Volume I, Manufacturing Industries, 1945; and Volume II, Nonmanufacturing Industries, 1949) with certain specific additions to and exclusions from the general categories for the purposes of the rules in this subpart. To determine whether or not a particular industrial activity falls within one of the categories delineated in this subpart, reference to that manual is recommended. (The manual is available from the Superintendent of Documents, Government Printing Office, Washington 25, D. C.)

§ 11.503 Agricultural activities—(a) Definition. For the purposes of this part, agricultural activities are defined as the activities directly involved in the operation of farms or ranches for the production of crops or plants, vines or trees (excluding forestry operations), or for the keeping, grazing or feeding of livestock for animal products, animal increase, or value enhancement. Included as farms are such agricultural enterprises as orchards, vineyards, nurseries, greenhouses, hothouses, fur farms, mushroom cellars, apiaries, cranberry bogs, fish farms, fish hatcheries, oyster farms and frog farms. The processing (curing, packing, canning, smoking, freezing, etc.) of food on a farm is classed as an agricultural rather than a manufacturing activity if the raw materials are grown on that farm.

(b) Eligibility. Persons engaged in agricultural activities, as that term is defined in this section, are eligibile in

this service when it is shown that the use of radio will be exclusively in connection with the conduct of the agricultural activities involved and that all such activities take place exclusively in areas other than Standard Metropolitan Areas of 500,000 or more population.

(c) Limitation on station locations. Each station authorized in accordance with the provisions of this section shall be located and operated at all times in areas other than Standard Metropolitan Areas of 500,000 or more population.

§ 11.504 Heavy construction activities—(a) Definition. For the purposes of this part, heavy construction activities are defined as the activities directly involved in the construction of engineering projects, such as highways and streets, bridges, sewers, railroads, irrigation projects, flood control projects and marine construction, and miscellaneous types of construction work other than buildings. Not included as heavy construction activities are the functions performed by general contractors engaged in the construction of residential. farm, industrial, commercial, public, or other building, or by establishments specializing in plumbing, painting, electrical work, masonry, plastering, carpentry, or other special construction trades. Although marine construction is included as a heavy construction activity, dredging solely for the recovery of sand, gravel, fuels, minerals or metals shall be classed as a mining activity.

(b) Eligibility. Persons engaged in heavy construction activities, as that term is defined in this section, are eligible in this service when it is shown that the use of radio will be exclusively in connection with the conduct of the heavy construction activities involved and either (1) that all such activities take place exclusively in areas other than Standard Metropolitan Areas of 500,000 or more population, or (2) that the use of radio will be exclusively for on-thejob communications at the site of a particular heavy construction project within such Standard Metropolitan Area.

(c) Limitation on station locations. Each station authorized in accordance with the provisions of this section shall be located and operated at all times in areas other than Standard Metropolitan Areas of 500,000 or more population. Exceptions to the above may be made by the Commission in specific cases and for limited periods of time when it is shown that one or more base stations, to be associated with a specified heavy construction project and to be located within one quarter mile thereof, will be used exclusively in the conduct of that project: however, each authorization so issued. for the operation of base stations or mobile units within such Standard Metropolitan Areas of 500,000 or more population, will be limited in term to the expected duration of the construction project in connection with which it is proposed to be used, but in no event beyond a period of one year, and to a location, for any base station, within one quarter mile from the construction project it proposes to serve.

§ 11.505 Manufacturing activities-(a) Definition. For the purposes of this

part, manufacturing activities are defined as the activities directly involved in the mechanical or chemical transformation of organic or inorganic substances into new products within establishments usually described as plants, factories, shipyards, or mills and which employ, in that process, powerdriven machines and materials-handling eguipment. Establishments engaged in assemblng components of manufactured products in plants, factories, shipyards or mills are also engaged in manufacturing activities if the new product is neither a new structure nor other fixed improvement. Establishments primarily engaged in the wholesale or retail trade, or in service activities, even though they fabricate or assemble any or all of the products or commodities handled,.. shall not be considered to be engaged in manufacturing activities.

(b) Eligibility. Persons engaged in manufacturing activities, as that term is defined in this section, are eligible in this service when it is shown that the use of radio will be exclusively in connection with the conduct of the manufacturing activities involved and either (1) that those activities take place exclusively in areas other than Standard Metropolitan Areas of 500,000 or more population, or (2) that the use of radio will be exclusively within the yard area of a single plant for mobile service communications within such Standard Metropolitan Area and that the use of the Low Power Industrial Radio Service does not meet the operational requirements of the manufacturing activity otherwise found eligible under this para-

(c) Limitation on station location. (1) Each station authorized in accordance with the provisions of paragraph (b) (1) of this section shall be located and operated at all times in areas other than Standard Metropolitan Areas of 500,000 or more population.

(2) Each base station authorized in accordance with the provisions of paragraph (b) (2) of this section shall be permanently located at a point within the yard area to be served by it, and the mobile units associated therewith shall not be operated beyond the boundaries of that yard area except that, upon specific authorization by the Commission after adequate showing that such operation is necessary in the interest of national defense, mobile units may be operated outside of such yard area for the purpose of maintaining plant security only.

§ 11.506 Mining activities—(a) Definition. For the purposes of this part. mining activities are defined as the activities directly involved in the process of recovery of solid fuels, minerals, or metals from the earth or from the sea by means of mining, quarrying, dredging, chemical extraction, deep-well opera-tion, or similar processes. The operations involved in the exploration for and the development of mining properties are considered runing activities. The process of crushing, washing, sorting, grading, dressing, or other beneficiation or preparation for allivery as raw material to smelting, relining or other manufacturing produces or to the whole-

sale market is considered a part of the mining activity only when carried on by the same person who recovers the basic materials from the earth or from the

(b) Eligibility. Persons engaged in mining activities, as that term is defined in this section, are eligible in this service when it is shown that the use of radio will be exclusively in connection with the conduct of the mining activities involved.

(c) Limitation on station location. No base station or operational fixed station shall be authorized in accordance with the provisions of this section for operation at temporary locations within any Standard Metropolitan Area of 500,000 or more population.

§ 11.507 Specialized industrial service and trade activities—(a) Definition. For the purposes of this part, specialized industrial service and trade activities are defined as those commercial or industrial activities directly involved in providing specialized functions, services or materials, under contract, to single categories of persons who are themselves eligible, in certain of the Industrial Radio Services, to use radio in connection with the performance of the same functions. Activities normally classed as building trade or special construction trade activities are not included. Only the following are recognized as specialized industrial service and trade activities in accordance with the foregoing:

(1) Plowing, spraying, dusting or harvesting for agricultural or forestry activities.

(2) Livestock breeding service.

(3) Cleaning and repair of oil, gas or water pipe lines.

(4) Acidizing, cementing, logging, perforating, or shooting activities incilogging. dent to the drilling of new oil or gas wells or the maintenance or production from established wells.

(5) Supplying of chemicals, mud, tools, pipe and special equipment to the petroleum production industry, other than to refining, cracking or processing plants.

(6) Clearing and maintaining rightsof-way for public utilities.

(7) Crushing, washing, sorting, grading, dressing or other benefication or preparation of ores, minerals or solid fuels, when performed by a person who is not engaged in either a mining or a manufacturing activity and when all such operations, including all use of radio in connection therewith, are confined to a single yard area.

(b) Eligibility. Persons engaged in specialized industrial service and trade activities, as that term is defined in this section, are eligible in this service when it is shown (1) that the use of radio will be exclusively in connection with the conduct of such specialized industrial service and trade activities. (2) that every basic industrial actity served would be eligible for a station authorization in the Industrial Radio Services at the station locations proposed by the applicants in this service. (3) that the persons engaged in the specialized industrial service and trade activities are not otherwise eligible under this part for the use of radio in connection with those activities except in the Low Power Industrial Radio Services, and (4) that the use of the Low Power Industrial Radio Service would not meet the operational requirements of those activities.

(c) Limitation on station locations. Except for stations which exclusively serve the Petroleum, Power, Forest Products or Motion Picture Industries, as defined in Subparts F, G, H, or I of this part, or the mining industry, as defined in this Subpart, each station authorized in accordance with the provisions of this section shall be located and operated at all times in areas other than Standard Metropolitan Areas of 500,000 or more population.

§ 11.508 General industrial service and trade activities—(a) Definition. For the purposes of this part, general industrial service and trade activities are defined as those commercial or industrial activities directly involved in providing specialized functions, services or materials which are essential to the efficient conduct of the industrial processes involved in a wide variety of industrial activities, and which are performed by persons other than those conducting the basic industrial activities making use thereof. Only the following are recognized as general industrial service and trade activities in accordance with the foregoing:

(1) Servicing, repairing and maintaining heavy machinery (not including automobiles or trucks) when such operations are performed at the place where such machinery is used, and when such use is exclusively in connection with agricultural, heavy construction, manufacturing or mining activities, as those terms are defined in this subpart, or in connection with activities conducted by persons who are eligible for license in the Power, Petroleum, Forest Products or Motion Picture Radio Services in connection therewith.

(2) Delivering and pouring readymixed concrete or hot asphalt mix.

(b) Eligibility. Persons primarily engaged in general industrial service and trade activities, or in a combination of general and specialized industrial service.and trade activities, as those terms are defined in this subpart, are eligible in this service when it is shown (1) that the use of radio will be exclusively in connection with the conduct of those activities and (2) that all such activities take place exclusively in areas other than Standard Metropolitan Areas of 500,000 or more population.

(c) Limitation on station locations. Each station authorized in accordance with the provisions of this section shall be located and operated at all times in areas other than Standard Metropolitan Areas of 500,000 or more population.

§ 11.509 Engineering service activities-(a) Definition. For the purposes of this part, engineering service activities are defined as those activities directly involved in the conduct of certain engineering field activities by professional engineers or consulting engineering firms. Only the following are recognized as engineering service activities in accordance with the foregoing:

(1) The conduct of topographical or geological surveys.

- (2) The siting, construction and adjustment of antennas for commercial or educational or State or Local Government radio transmitting and receiving stations.
- (b) Eligibility. Persons primarily engaged in engineering service activities, as that term is defined in this section, are eligible in this service when it is shown (1) that the use of radio will be exclusively in connection with the conduct of such engineering service activities, and (2) that the use of radio will be exclusively for on-the-job communications between members of the same engineering field party working on a single project.
- (c) Limitation on station locations. No base station or operational fixed station shall be authorized in accordance with the provisions of this section for operation at any permanent location.
- § 11.510 Miscellaneous public service activities-(a) Definition. For the purposes of this part, miscellaneous public service activities are defined as those activities directly involved in the conduct of commercial or industrial enterprises which are considered essential to the health or immediate welfare of a large segment of the general public and are not classed among those commercial or industrial activities for which other specific provision has been made in the Commission's rules. Only the following are recognized as miscellaneous public service activities in accordance with the foregoing:

(1) The servicing and repair of heat-

ing or refrigerating equipment.

(2) The delivery of ice or fuel to the consumer in solid, liquid or gaseous form for heating, lighting, refrigerating or power generation purposes, by means other than pipe lines or railroad.

(3) The spraying or dusting of insecticides, herbacides or fungicides but not including the fumigation or other treatment of buildings (or other structures) or their contents for the control of rodents, pests, parasites or plant diseases.

(4) The repair of public streets, highways, and bridges.

- (b) Eligibility. Persons primarily engaged in miscellaneous public service activities, or in a combination of those activities with general and specialized industrial service and trade activities, as those terms are defined in this subpart. are eligible in this service when it is shown (1) that the use of radio will be exclusively in connection with the conduct of those activities and (2) that all such activities take place exclusively in areas other than Standard Metropolitan Areas of 50,000 or more population.
- (c) Limitation on station locations. Each station authorized in accordance with the provisions of this section shall be located and operated at all times in areas other than Standard Metropolitan Areas of 50,000 or more population.
- § 11.511 Permissible communications. (a) Except for the transmission of com-

munications relating directly to the at permanent locations will be authorproperty, stations licensed to persons in the Special Industrial Radio Service may be used only for the transmission of communications relating to the immediate control of the movement of mobile units, or the supervisory control of other functions, directly involved in the conduct of the specific activity or activities in connection with which eligibility has been established.

- (b) In addition to the foregoing provisions of this section, stations licensed to persons found eligible under the provisions of § 11.505 (b) (2) shall be limited in the transmission of such communications to those between stations or units within the same yard area; however, the transmission of communications relating directly to the maintenance of plant security may be made by or to associated mobile stations outside the specified plant area when such operation has been authorized by the Commission in accordance with the provisions of § 11.505 (c) (2)
- (c) Communications relating directly or indirectly to the following shall not be transmitted by any base or mobile stations licensed in the Special Industrial Radio Service:
- (1) Sales reports, or the dispatch of salesmen:
- (2) Payrolls, accounts, or inventory control; or
- (3) Any message or information where the time element is not of immediate importance.
- § 11.512 Station limitations. Mobile relay stations will not be licensed in the Special Industrial Radio Service within the continental limits of the United States.
- (b) Where a radio station authorization in the Special Industrial Radio Service is held by a person or organization engaged in activities beyond those indicated in the eligibility provisions of this service, the operation of such station shall be confined to those activities on which eligibility has been established, except for messages relating to the safety of life or to the protection of property.

(c) Except for the transmission of communications relating directly to the safety of life or to the protection of property, no base station in the Special Industrial Radio Service shall be used for the transmission of communications addressed to or to be relayed by any other base station.

§ 11.513 Mobile service frequencies for use at temporary locations. (a) Subject to the applicable provisions of § 11.54, authorization to operate a base station in this service at temporary locations will be granted only on the frequencies 27.31, 27.35, 27.39, 43.02, 43.06, 43.10, 43.14, 49.70, or 152.87 Mc: Pro-vided, however That this paragraph shall not be applicable in the case of such stations when they are to be operated only within direct communication range of one or more permanently located base stations operated by the same licensee.

(b) A mobile station not associated with one or more base stations installed

safety of life or to the protection of 'ized to operate on the frequencies 27.31, 27.35, 27.39, 43.02, 43.06, 41.10, 45.14, 49.70 or 152.87 Mc only.

> § 11.514 Frequencies available for base and mobile stations. (a) The following frequencies are available for assignment to base stations and mobile stations in the Special Industrial Radio Service only.

Mc.	Mc.	Mc.	Mc.
27.31	30.62	35.94	49.86
27.35	35.74	43.02	49.90
27.59	35.78	43.06	49.94
27.43	35.82	43.10	49.98
27.47	35.86	43.14	154.49
30.58	35.90	43.18	

(b) The following frequencies are available for assignment to base stations and mobile stations in the Special Industrial Radio Service on a shared basis with other services:

ĸc.	Mc.	Mc.
<sup>1</sup> 2292	49.54	49.78
· 1 2398	49.58	49.82
2 8 4637.5	49.62	152.87
	49.66	152.93
	49.70	152.99
	40.74	173 376

<sup>1</sup>Use of this frequency by stations licensed in the Special Industrial Radio Service is on a shared basis with other stations in the Industrial Radio Services, but is subject to the condition that harmful interference shall not be caused to the service of any station not in these services which, in the discretion of the Commission, may have priority on the frequency or frequencies used for the service to which interference is caused.

<sup>2</sup> This frequency is limited to daytime use only, with a maximum plate power input to the final radio frequency stage not to exceed 100 watts.

This frequency may be subject to change when the Atlantic City table of frequency allocations between 4 Mc and 27.5 Mc comes into force.

- (c) In addition to the frequencies listed in this section, mobile service frequencies above 152 Mc listed elsewhere in this part as available to the Petroleum, Forest Products, Motion Picture or Relay Press Radio Services also are available for assignment in this Service for use outside the continental limits of the United States and waters adjacent thereto: Provided, however, That operation on such frequencies is subject to the condition that harmful interference shall not be caused to licensees operating in the other Services.
- § \$11.515 Frequencies available for operational fixed stations. (a) Subject to the condition that no harmful interference will be caused to reception of television channel No. 4 or 5, the following frequencies are available for assignment to operational fixed stations in the Special Industrial Radio Service on a shared basis with other services: 1

MC.	Mc.	Mc.	Mo.
72.02	72.34	72.66	72.98
72.06	72.38	72.70	73.02
72.10	72.42	72.74	73.06
72.14	72.46	72.78	73.10
72.18	72.50	72.82	78.14
72.22	72.54	72.86	78.18
72.26	72.58	72.90	78.22
72.30	72.62	72.94	78.20

...

<sup>&</sup>lt;sup>2</sup>Subject to the proceedings in Docket No.

Mc.	Mc.	Mc.	Mc.
73.30	73.78	74.26	75.54
73.34	73.82	74.30	75.58
73.38	73.86	74.34	75.62
73.42	73.90	74.38	75.66
73.46	73.94	74.42	75.70
73.50	73.98	74.46	75.74
73.54	74.02	74.50	75.78
73.58	74.06	74.54	75.82
73.62	74.10	74.58	75.86
73.66	74.14	75.42	75.90
73.70	74.18	<b>75.46</b>	75.94
73.74	74.22	75.50	75.98

(b) Frequencies in the bands listed below are available for assignment to operational fixed stations in the Special Industrial Radio Service on a shared basis with other services, under the terms of a developmental grant only the exact frequency and the authorized bandwidth will be specified in the authorization:

Mc.	Mc.		
952- 960	6575 6875		
1850-1990	9800- 9900		
2110-2200	12,200-12,700		
<sup>1</sup> 2450-2500	<sup>1</sup> 16,000–18,000		
2500-2700	26,000-30,000		

<sup>2</sup> Use of frequencies in the bands 2450-2500, and 17,850-18,000 Mc is subject to no protection from interference due to the operation of industrial, scientific, and medical devices on the frequencies 2450 and 18,000 Mc.

(c) Pursuant to the provisions of § 11.8, and for the specific purpose of transmitting hydrological or meteorological data, the frequencies listed in this paragraph are available for assignment to Operational Fixed Stations in this Service: Provided, however That harmful interference shall not be caused to Federal Government stations: And provided further, That the hydrological or meteorological data is made available to interested government agencies. Notwithstanding the provisions of § 11.151, operational fixed stations authorized to operate on frequencies listed in this paragraph shall not communicate with or accept communications from any mobile station or base station unless written authorization to do so has been obtained from the Commission. Persons who desire to operate stations in accordance with the provisions of this paragraph should communicate with the Commission prior to filing formal application and request instructions concerning the procedure to be followed. The following frequencies are available for assignment:

Mc.	Mc.	Mc.
169.425	171.025	<sup>2</sup> 406.050
169.475	171.075	<sup>1</sup> 406.150
169.525	171.725	<sup>1</sup> 406.250
169.575	171.125	<sup>2</sup> 406.359
170.225	171.825	<sup>1</sup> 412.450
170.275	171.875	<sup>1</sup> 412.550
170.325	171.925	<sup>1</sup> 412.650
170.375	171.975	<sup>1</sup> 412.750

<sup>1</sup>Primarily for use by Fixed Relay Stations.

§ 11.516 Frequencies available for base, mobile, and operational fixed stations. (a) The frequencies listed in paragraph (c) of this section are available for assignment to stations in the Special Industrial Radio Service for Developmental Operation only (see Subpart E of this part) and are shared with other radio services.

(b) The frequencies listed in paragraph (c) of this section are primarily

for assignment to Mobile and Base Stations operating in the mobile service. However, the frequencies also are available for assignment to operational fixed stations, subject to the following restrictions and limitations on assignment and use:

(1) All use by operational fixed stations is subject to the condition that harmful interference shall not be caused to stations operating in the mobile service on frequencies in the 450-460 Mc. band in accordance with the table of frequency allocations as set forth in Part 2 of this chapter.

(2) The frequencies are available for assignment only to those operational fixed stations which function as integral and essential parts of a mobile service radio system. Such operational fixed stations include only those which are operated as part of a radio circuit over which messages normally are sent to or from a mobile station without interruption for manual relaying at intermediate points.

(3) Fixed relay stations may be used to provide two automatic retransmissions of a mobile service message. Additional automatic retransmissions on these frequencies by means of such stations is prohibited.

(c) Frequencies available for assignment as provided in paragraphs (a) and (b) of this section are as follows: <sup>2</sup>

Mc.	Mc.	Mc.	Mc.
451.05	451.55	456.05	456.55
451.15	451.65	456.15	456.65
451.25	451.75	456.25	456.75
451.35	451.85	456.35	456.85
451.45	451.95	458.45	456.05

Part 2, Rules Governing Frequency Allocations and Radio Treaty Matters, is proposed to be amended in the following particulars:

In the table of frequency allocations contained in § 2.104 (a) (5) change the entries in column 11 opposite the frequencies 35.74 to 35.94 Mc, inclusive, to read "Industrial", and that opposite the frequency 35.98 Mc to read "Land Transportation"

[F. R. Doc. 53-9606; Filed, Nov. 13, 1953; 8:49 a. m.]

### I 47 CFR Part 161

[Docket No. 10743]

LAND TRANSPORTATION RADIO SERVICES

MOTOR CARRIER RADIO SERVICE

In the matter of amendment of Part 16, rules governing Land Transportation Radio Services, to establish a Motor Carrier Radio Service and to make other related changes.

- 1. Notice is hereby given of proposed rule making in the above-entitled matter.
- 2. The Commission's rules governing the Land Transportation Radio Services were made effective July 1, 1949. A study of the use made of the frequencies allocated to the Highway Truck, Intercity Bus and Urban Transit Radio Services

indicates that a general revision of this group of services appears to be desirable.

3. The Highway Truck Radio Service was intended primarily to provide communication along intercity highways for trucks operating on a route basis. It now appears that the trucking industry may have a more pressing requirement for intracity communication, not now authorized. Furthermore, the records of the Commission indicate that the majority of Highway Truck Service licensees are not engaged in the trucking business as such, but operate trucks only as an adjunct to their regular business.

4. An examination of all related factors indicates that by combining the Highway Truck, Intercity Bus and Urban Transit Radio Services, by transferring certain truck operations other than those of common and contract truckers to the Special Industrial Radio Service, and by making frequency assignments on the basis of the type of function performed, the use of radio may be expanded, greater frequency utilization may be achieved, limitations on area of operation may be removed, and administra-tion simplified. Acordingly, the Commission contemplates the creation of a new service to be entitled the "Motor Carrier Radio Service." This service will take the place of the present Highway Truck, Intercity Bus, and Urban Transit Radio Services.

5. The proposed rules are set forth below. Interested persons also should refer to two other rule making proposals issued concurrently herewith, concerning amendment of the Automobile Emergency and Special Industrial Radio Services. Although the proposed rules in general speak for themselves, the following points should be noted:

(a) Although the seven frequencies presently allocated to the Highway Truck Radio Service are being transferred to other Services, together with many of the licensees now assigned thereon, four pairs of frequencies in the 450–460 Mc range heretofore available only to the Urban Transit Radio Service, on a shared basis with the Railroad Service, become available on the same shared basis to all persons eligible for the Motor Carrier Radio Service.

(b) One half of the frequencies available to common and contract carriers of property have been designated for assignment to Mobile Stations only. This has been done in an effort to assure maximum frequency utilization and a minimum of interference for all concerned.

6. Certain frequencies are listed in the proposed rules as available for assignment for fixed service operations. However, pending further development of the Commission's microwave program, all requests for point-to-point facilities in the Motor Carrier Radio Service will be considered on a case-by-case basis. This policy is set forth in some detail in the proposed rules.

7. The bands 3500-3700 Mc, 6425-6575 Mc, and 11,700-12,200 Mc available to the mobile service and the band 890-940 Mc available to the fixed service under the Table of Frequency Allocations in Part 2 of the Commission's rules have not been carried over into the new rules.

<sup>\*</sup>Subject to the proceedings in Docket No. 10554.

The reason for this is that the Commission is undertaking a comprehensive study of the use of microwaves for private radio systems. (See Withdrawal of Notice of Proposed Rule Making and Termination of Proceedings in Docket 10500, released October 29, 1953.) Pending completion of this study, it is believed that no assignments should be made in these bands in this service.

8. At the time the rules are finalized. it is proposed to adopt the following policy with respect to existing licensees in the Highway Truck, Urban Transit, and Intercity Bus Radio Services:

- (a) Each licensee of a station operating under present Subparts F G, and J of Part 16 of the Commission's rules, the Intercity Bus, Highway Truck and Urban Transit Services respectively, shall submit an application for modification of his station license to change classification and, if necessary, frequency to that which is appropriate for his particular case. All applications shall be sufficiently complete to indicate clearly the applicant's eligibility for the classification desired. Such application may be submitted at any time after those rules are made effective, but no later than 60 days before the expiration date of the current license.
- (b) During the pendency of this proceeding all grants will be made subject to such modification without hearing as may be necessary to effect compliance with the rules as finalized.
- 9. Final action in this matter will dispose of a petition filed by American Trucking Associations, Inc., in June 1951, for "Modification of Eligibility Provisions of Section 16.301 of Highway Truck Radio Service Rules". Said petition is incorporated as a part of the record in this docket.
- 10. The proposed rules are issued under authority of sections 4 (i) and 303 of the Communications Act of 1934, as amended.
- 11. Any interested party who is of the opinion that the proposed amendment should not be adopted or should not be adopted in the form set forth herein may file with the Commission on or before February 5, 1954, a written statement or brief setting forth his comments. . Comments in support of the proposed amendment may also be filed on or before the same date. Comments or briefs in reply to the original comments may be filed within 14 days from the last day for filing said original comments or briefs. The Commission will consider all such comments that are submitted before taking action in this matter, and if any comments appear to warrant the holding of a hearing or oral argument, notice of the time and place of such hearing or oral argument will be given.

12. In accordance with the provisions of § 1.784 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: November 4, 1953.

Released: November 6, 1953.

[SEAL]

COMMISSION, WM. P MASSING. Acting Secretary.

FEDERAL COMMUNICATIONS

- Proposed amendments to Part 16, rules governing Land Transportation Radio Services:
- A. In § 16.6 Definition of terms deletethe present terms and definitions in paragraphs (g) (h) and (u) and substitute the following:
- (g) Motor Carrier Radio Service. A radiocommunication service for use in connection with the operation of a motor carrier.
- (h) Motor carrier Any motor vehicle or streetcar operated by a common or contract carrier and used for the transportation of passengers and/or property. Provided, however That motor vehicles used as taxicabs, school busses, or for sightseeing purposes are not included within the meaning of this term as used in the Motor Carrier Radio Service.
- (u) Common carrier. As used in the Motor Carrier Radio Service any person who holds himself, out to the general public to engage in the transportation of passengers and/or property by motor carrier for compensation as a regular occupation or business.
- (x) Contract carrier: As used in the Motor Carrier Radio Service, any person who under individual contracts or agreements engages in the transportation of passengers and/or property by motor carrier for compensation as a regular occupation or business.
- B. Delete Subpart G, Highway Truck Radio Service.
- C. Delete Subpart J. Urban Transit Radio Service.
- D. Delete the title and text of Subpart F. Intercity Bus Radio Service, and substitute the following:

SUBPART F-MOTOR CARRIER RADIO SERVICE

- § 16.251 Eligibility for license. thorizations for stations in the Motor Carrier Radio Service will be issued only
- (a) Persons regularly engaged in the operation of a common or contract carrier transportation service by motor car-For the purpose of establishing eligibility under this paragraph, a certifled copy of a certificate of public convenience and necessity issued by the Interstate Commerce Commission, or similar document issued by a state or local regulatory body will be accepted. If such certificate is not available, complete details of applicant's operations. including a satisfactory explanation of why such a certificate is not available. must be submitted.
- (b) A non-profit corporation or association organized for the purpose of furnishing a radiocommunication service on a cost-sharing basis solely to persons who are actually engaged in the activities set forth in paragraph (a) of this section.
- Frequencies available for base and mobile stations. (a) The following frequencies are available to the Motor Carrier Radio Service for assignment to base stations and mobile stations of common or contract carriers of property.

Base and Mobile	Mobile only		
Mc.	Me.		
43.70	43.04		
43.74	43.98		
43.78	44.02		
43.82	44.08		
43.86	44.10		
43.90	44.14		

(b) The following frequencies are available to the Motor Carrier Radio Service for assignment to base stations and mobile stations of common or contract carriers of passengers:

Mc.	Mo.
44.18	44.42
44.22	44.40
44.26	44.50
44.30	44.54
44.34	44.58
44.38	

(c) The following frequencies are available to the Motor Carrier Radio Service on a shared basis with other services, for assignment to base stations and mobile stations of common or contract carriers of passengers:

Mc.	Mc.
30.66	30.94
30.70	30.98
30.74	31.02
30.78	31.08
30.82	31.10
30.86	31.14
.30.00	

(d) The following frequencies are available to all persons eligible in the Motor Carrier Radio Service on a shared basis with other services, for assignment to base stations and mobile stations under the terms of a developmental authorization only.

Base and mobile	Mobile only
Mc.	Mo,
452.65	457.65
452.75	457,75
452.85	457.85
452.95	457.05

§ 16.253 Frequencies available for operational fixed stations. (a) Frequencies listed in this section are available for assignment for fixed service operations in this service on a limited basis: however, extensive licensing of point-topoint systems must await further development of the Commission's microwave program. Accordingly, requests for point-to-point facilities will be considered on a case-by-case basis. In general, requests for such point-to-point facilities should clearly establish either (1) that a number of fixed stations at permanent locations are required to provide communications between isolated establishments or from such establishments to points at which established communication facilities are available, or (2) that the use of a remotely located. base station, with which a requested fixed control and fixed relay link is proposed to be used, is necessary to maintain communications with mobile units for the conduct of authorized communications. Point-to-point facilities will not be authorized for the transmission of any type of signal or communication between two locations within the same Standard Metropolitan Area except for the purpose of providing a fixed control and fixed relay link where the remote

<sup>&</sup>lt;sup>2</sup> Subject to outcome of the proceedings in Docket No. 10554.

placement of a base station has been justified.

(b) Subject to the conditions that no harmful interference will be caused to reception of television channel No. 4 or 5, the following frequencies: are available for assignment to operational fixed stations in the Motor Carrier Radio Service on a shared basis with other services:

Mc.	Mc.	Mc.	Mc.
72.02	72.82	73.62	74.42
72.06	72.86	73.66	74.46
72.10	72.90	73.70	74.50
72.14	72.94	73.74	74.54
72.18	72.98	73.78	74.58
72.22	73.02	73.82	75.42
72.26	73.06	73.86	75.46
72.30	73.10	73.90	75.50
72.34	73.14	73.94	75.54
72.38	73.18	73.98	75.58
72.42	73.22	74.02	75.62
72.46	73.26	74.06	75.66
72.50	73.30	74.10	75.70
72.54	73.34	74.14	75.74
72.58	73.38	74.18	75.78
72.62	73.42	74.22	75.82
72.66	73.46	74.26	75.86
72.70	73.50	74.30	75.90
72.74	73.54	74.34	75.9 <del>4</del>
72.78	73.58	74.38	75.98

(c) Frequencies in the bands listed below are available for assignment to operational fixed stations in the Motor Carrier Radio Service on a shared basis with other services, under the terms of a developmental grant only the exact frequency and the authorized band width will be specified in the authorization:

Mc.	Mc.		
_952 960	6575- 6875		
1850-1990	9800- 9900		
2110-2200	12,200-12,700		
<sup>1</sup> 2450-2500	<sup>1</sup> 16,000–18,000		
2500-2700	26,000–30,000		

<sup>1</sup> Use of frequencies in the bands 2450-2500 and 17,850-18,000 Mc is subject to no protection from interference due to the operation of industrial, scientific, and medical devices on the frequencies 2450 and 18,000 Mc.

§ 16.254 Limitation on installation of mobile units. Mobile units authorized in this service may be installed only in vehicles used for the carriage of passengers and/or property, and in vehicles used to supervise, tow, repair and maintain such vehicles and, in the case of street-car systems, associated trackage, rights-of-way and electric power facilities, if any.

[F. R. Doc. 53-9607; Filed, Nov. 13, 1953; 8:50 a.m.]

### 147 CFR Part 161

[Docket No. 107441

LAND TRANSPORTATION RADIO SERVICES

AUTOMOBILE EMERGENCY RADIO SERVICE

In the matter of revision of sub-allocations in the Automobile Emergency Radio Service, § 16.503 of Subpart K of Part 16 of the Commission's rules.

1. At the present time the following frequencies are available for assignment to the Automobile Emergency Radio Service:

35.70 Mc—shared by auto clubs and public garages.

452.55 and 457.65 Mo—proposed to be shared by auto clubs and public garages under Docket 10554.

2. In addition a proposal issued concurrently herewith to create a Motor Carrier Radio Service would make the frequency 35.98 Mc available to the Automobile Emergency Service.

3. It is believed that, by dividing the four frequencies equally between automobile clubs and public garages, a more orderly pattern of assignments may be made and interference reduced. Accordingly, it is proposed to make the frequencies 35.70 and 35.98 Mc<sup>1</sup> available

to public garages exclusively, and 452.55 and 457.55 Mc<sup>1</sup> to automobile clubs exclusively. Persons who may be required to shift frequency in the event the changes are finalized as proposed will be given an amortization period of five years from the date of final action herein.

4. The proposed changes are issued under the authority contained in 4 (i) and 303 of the Communications Act of 1934, as amended.

5. Any interested party who is of the opinion that the proposed amendment should not be adopted or should not be adopted in the form set forth herein may file with the Commission on or before December 14, 1953, a written statement or brief setting forth his comments. Comments in support of the proposed amendment may also be filed on or before the same date. Comments or briefs in reply to the original comments may be filed within 10 days from the last day for filing said original comments or briefs. The Commission will consider all such comments that are submitted before taking action in this matter, and if any comments appear to warrant the holding of a hearing or oral argument, notice of the time and place of such hearing or oral argument will be given.

6. In accordance with the provisions of § 1.784 of the Commission's rules and regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: November 4, 1953. Released: November 6, 1953.

Federal Communications
Commission,

[SEAL] WHI. P. MASSING,

Acting Secretary.

[F. R. Doc. 53-9608; Filed, Nov. 13, 1953; 8:50 a. m.]

### **NOTICES**

### DEPARTMENT OF THE INTERIOR

**Bureau of Land Management** 

Town Site of Wallula, Washington sale of town lots

NOVEMBER 6, 1953.

1. Authority. Pursuant to the authority delegated by section 2.78 of Bureau of Land Management Order No. 427 (15 F. R. 5639, 5642) the unsold lots in the town site of Wallula, Washington, will be disposed of under the provisions of sections 2382 to 2386, Revised Statutes. The plat of survey of this town site was approved on November 4, 1952.

2. Area and price. The area and minimum price of the lots which will be offered for sale are shown in the schedule set forth below.

3. Preemption claims. Preemption rights to purchase at the minimum price fixed by law and not exceeding 2 lots by

<sup>2</sup> Subject to outcome of the proceedings in Docket No. 10315.

any one individual were provided for in public notice issued February 18, 1953, in which preemption claimants were required to file in the Washington Land and Survey Office, not later than March 18, 1953, proof of preemption claims in order that publication might be made and proofs submitted prior to date of the public sale held May 14, 1953. The preemption claimants did not file and submit acceptable proofs of the preemption claims as to the lots herein listed, and this notice, announcing the public sale of the lots, contains no provisions pursuant to which preemption claims may be filed.

4. Public sale. The lots listed will be offered for sale at public auction by the Regional Administrator, or his designated representative, and will be sold to the highest bidder at the United States Post Office, Wallula, Washington, starting at 1:00 p. m. December 10, 1953, and continuing until all lots are offered.

Any qualified person, including preemption claimants and purchasers of lots at the public sale held pursuant to the notice published February 18, 1953, may purchase any number of the lots for which he or she is the highest bidder.

5. Payment. No lot will be sold for less than the appraised price. Payment for lots must be made at the time of sale, unless the total sum due from any purchaser exceeds the amount of \$500.00. If the total sum due from any purchaser exceeds the amount of \$500.00, such purchaser may elect to pay one-half of the total amount in cash on the sale date, and pay the balance within one year from the date of sale, plus interest at four percent per annum to the date of payment. Any deferred payments must be made to the Manager, Washington Land and Survey Office, Spokane, Washington. Failure to make full payment of any deferred installments, with interest, within the time allowed will cause an automatic forfeiture of all payments made, and of all interest under the sale, and the cancellation of the memoran-

Mobile only.

dum certificate of sale issued to the purchaser.

6. Citizenship requirements. Every individual purchasing a lot will be required to furnish evidence that he is a citizen of the United States, or that he has declared his intention to become a citizen and every corporation purchasing a lot will be required to furnish evidence, including a certified copy of its articles of incorporation, showing that it was organized under the laws of the United States or of some State, Territory, or possession thereof, and it is authorized to acquire and hold real estate in the State of Washington.

7. Manner of sale. Bids and payments may be made in person or by agent, but it may not be made by mail nor at any time or place other than that fixed by

this notice.

8. Authority of officer conducting the The officer conducting the sale is sale. hereby authorized to reject any and all bids for any lot and to suspend, adjourn, or postpone the sale of any lot or lots. After all the lots to be sold have been offered in the manner herein provided, the sale will be adjourned or closed as the officer conducting the sale deems proper. If the sale is adjourned, the unsold lots will be held for future disposition at public sale. If the sale is closed, the unsold lots will become subject to private entry at the appraised price, and said lots may be purchased from the Manager, Washington Land and Survey Office, Spokane. Washington.

9. Reservations. Patents for lots, when issued, will contain a reservation of fissionable source materials and the conditions and limitations as provided by the act of August 1, 1946 (60 Stat. 755) and a reservation of rights-of-way for ditches and canals in accordance with the act of August 30, 1890 (26 Stat. 391)

10. Warning. All persons are warned against bargaining in a manner, forming any combination, or entering any agreements, which will prevent any lot from selling advantageously or which will, in any way, hinder or prevent this sale. Any person so offending will be subject to prosecution under 18 U. S. C. 1860.

### WILLIAM G. GUERUSEY, Regional Administrator

Schedule of Lots, Blocks, Areas and Appraised Prices

TOWN SITE OF WALLULA, WASHINGTON

Block	Lot	Area in square feet	Appraised prices per lot
46	1 to 4, inclusive	Each 4,200 4,200	*\$75 25

[F. R. Doc. 53-9592; Filed, Nov. 13, 1953; 8:46 a. m.]

### **Bureau of Reclamation**

CENTRAL VALLEY PROJECT, CALIFORNIA
ORDER OF REVOCATION

JUNE 3, 1953.

Pursuant to the authority delegated by Departmental Order No. 2515 of April 7, 1949 (14 F. R. 1937) I hereby revoke Departmental Order of November 15, 1940, insofar as said order affects the following described land; provided, however, that such revocation shall not affect the withdrawal of any other lands by said order or affect any other orders withdrawing or reserving the land heremafter described:

MOUNT DIABLO MERIDIAN, CALIFORNIA

T. 32 N., R. 5 W., Sec. 11; SE¼NW¼, E½SW¼.

The above areas aggregate 120 acres.

G. W LINEWEAVER, Assistant Commissioner

NOVEMBER 9, 1953.

I concur. The records of the Bureau of Land Management will be noted

accordingly.

The following-described lands released from withdrawal by this order have, with consent of the Bureau of Reclamation, been classified for lease under the Small Tract Act of June 1, 1938 (52 Stat. 609; 43 U. S. C. 652a) as amended, and are presently under lease:

### MOUNT DIABLO MERIDIAN

T. 32 N., R. 5 W.

Sec. 11, SW4SE4SE4SW4, SE4SW4 SE4SW4. SE4SE4SE4SW4. SY NE4SE4SE4SW4. SYNYSE4NE4 SW4 and NYSYSE4NE4SW4.

The remaining lands released from withdrawal by this order shall not become subject to the initiation of any rights or to any disposition under the public-land laws until it is so provided by an order of classification to be issued by an authorized officer opening the lands to application under the Small Tract Act of June 1, 1938 (52 Stat. 609; 43 U. S. C. 682a) as amended, with a 91-day preference right period for filing such applications by veterans of World War II and others entitled to preference.

Information showing the periods during which and the conditions underwhich veterans and others may file applications for these lands may be obtained on request from the Manager, Land Office, Sacramento, Californa.

WILLIAM PINCUS, Assistant Director, Bureau of Land Management.

[F. R. Doc. 53-9593; Filed, Nov. 13, 1953; 8:46 a. m.]

### LaBarge Project, Wyoming Order of revocation

JANUARY 30, 1953.

Pursuant to the authority delegated by Departmental Order No. 2515 of April 7, 1949 (14 F. R. 1937) I hereby revoke Commissioner's Order of May 8, 1951, insofar as said order affects the following described land; *Provided, however*. That such revocation shall not affect the withdrawal of any other lands by said order or affect any other orders withdrawing or reserving the land hereinafter described:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 27 N., R. 112 W., Sec. 30, Lot 7. The above area aggregates 22.15 acres.

G. W LINEWEAVER, Assistant Commissioner

NOVEMBER 9, 1953.

I concur. The records of the Bureau of Land Management will be noted accordingly.

The land is cultivable level bench land above the Green River, having a sandy loam soil.

No applications for this land may be allowed under the homestead, desertland, small tract, or any other nonmineral public-land law unless the land has already been classified as valuable or suitable for such type of application or shall be so classified upon the consideration of an application.

This order shall not otherwise become effective to change the status of the described land until 10:00 a. m. on the 35th day after the date of this order. At that time the said land shall become subject to application, petition, location and selection, subject to valid existing rights, the provisions of existing withdrawals, the requirements of applicable laws, and the 91-day preference-right filing period for veterans and others entitled to preference under the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284) as amended.

Inquiries concerning the lands shall be addressed to the Manager, Land and Survey Office, Bureau of Land Management, Cheyenne, Wyoming.

WILLIAM PINCUS,
Assistant Director,
Bureau of Land Management.

[F. R. Doc. 53-9594; Filed, Nov. 13, 1953; 8:46 a. m.]

### FEDERAL POWER COMMISSION

PENNSYLVANIA GAS CO.

NOTICE OF ORDER APPROVING AND DIRECTING DISPOSITION OF AMOUNTS

NOVEMBER 9, 1953.

Notice is hereby given that on November 6, 1953, the Federal Power Commission issued its order adopted November 4, 1953, approving and directing disposition of amounts classified in Account 107, gas plant adjustments in the above-entitled matter.

[SEAL]

Leon M. Fuquay, Secretary.

[F. R. Doc. 53-9615; Filed, Nov. 13, 1953; 8:51 a. m.]

[Docket No. E-6515]

DETROIT EDISON CO.

NOTICE OF ORDER AUTHORIZING TRANSMISSION OF ELECTRIC ENERGY TO CANADA AND RELEASING PERMIT

NOVEMBER 9. 1953.

Notice is hereby given that on November 6, 1953, the Federal Power Commission issued its order adopted November 4, 1953, in the above-entitled matter, authorizing transmission of electric energy

to Cañada and releasing Permit in matters, accepting proposed settlement, Docket No. E-6516. making effective revised tariff changes,

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 53-9610; Filed Nov. 13, 1953; 8:50 a. m.]

[Docket No. G-1506]

NEW YORK STATE NATURAL GAS CORP.

NOTICE OF APPLICATION

NOVEMBER 9, 1953.

Take notice that on October 15, 1953, New York State Natural Gas Corporation (Applicant), a New York corporation, address, New York City, filed an application for modification of the Commission's order issued on January 17, 1951 in Docket No. G-1506, issuing a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of certain natural-gas facilities and the delivery and sale of natural gas by means thereof to Crystal City Gas Company (Crystal City) in the Town of Horseheads, Chemung County, New York.

The order issued on January 17, 1951, authorized the delivery and sale of natural gas as described in the application filed in Docket No. G-1506, which application contains a form of service agreement providing for maximum daily deliveries during December, January, February, and March, of 3,150 Mcf in 1953, increasing to 3,600 Mcf in 1956, with provision for election by Crystal City to receive up to 130 percent of the said volumes during the winter months. Applicant now requests authority to sell and deliver to Corning Natural Gas Corporation (Corning) the successor to Crystal City, additional volumes of natural gas, thereby increasing Applicant's daily deliveries to Corning from 3,150 Mcf in December 1953 to 5,150 Mcf, and for the first three months of 1954 from 3,450 Mcf to 5,450 Mcf per day. No new facilities are proposed to be constructed by Applicant to render the proposed increased service.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR: 1.8 or 1.10) on or before the 30th day of November 1953. The application is on file with the Commission for public inspection.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 53-9616; Filed, Nov. 13, 1953; 8:51 a. m.]

[Docket Nos. G-2051, G-2165]

HOPE NATURAL GAS CO.

NOTICE OF MEMORANDUM OPINION NO. 262 AND ORDER

**NOVEMBER 9, 1953.** 

Notice is hereby given that on November 6, 1953, the Federal Power Commission issued its opinion and order adopted November 4, 1953, in the above-entitled

matters, accepting proposed settlement, making effective revised tariff changes, and terminating proceedings in said dockets, upon conditions specified in the order.

[SEAL]

LEON M. FUQUAY, Secretary,

[F. R. Doc. 53-9611; Filed, Nov. 13, 1953; 8:50 a. m.]

[Docket No. G-2160]

CENTRAL ILLINOIS PUBLIC SERVICE CO. NOTICE OF FINAL DECISION

November 9, 1953.

Notice is hereby given that the Presiding Examiner's Decision issuing a certificate of public convenience and necessity in the above-designated matter was issued and served upon all parties on October 8, 1953. No exceptions thereto having been filed or review initiated by the Commission, in conformity with the Commission's rules of practice and procedure, said Decision became effective on November 9, 1953, as the final decision and order of the Commission.

[SEAL]

Leon M. Fuquay, Secretary.

[F. R. Doc. 53-9617; Filed, Nov. 13, 1953; 8:51 a. m.]

[Docket Nos. G-2215, G-2221, G-2223, G-2224, G-2249]

EL PASO NATURAL GAS CO. ET AL. NOTICE OF FINDINGS AND ORDERS

November 9, 1953.

In the matters of El Paso Natural Gas Company, Docket No. G-2215; East Tennessee Natural Gas Company, Docket No. G-2221, Natural Gas Pipeline Company of America, Docket Nos. G-2223 and G-2224; The Narragansett Electric Company, Docket No. G-2249.

Notice is hereby given that on November 6, 1953, the Federal Power Commission issued its orders adopted November 4, 1953, issuing certificates of public convenience and necessity in the above-entitled matters.

[SEAL]

Leon M. Fuquay, Secretary.

[F. R. Doc. 53-9612; Filed, Nov. 13, 1953; 8:51 a. m.]

[Docket No. G-2233]

SOUTHERN NATURAL GAS CO.

NOTICE OF FINDINGS AND ORDER

NOVELIBER 9, 1953.

Notice is hereby given that on November 6, 1953, the Federal Power Commission issued its order adopted November 4, 1953, issuing certificate of public convenience and necessity and permitting and approving abandonment of natural-gas facilities in the above-entitled matter.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 55-9613; Filed, Nov. 13, 1953; 8:61 a. m.] [Project No. 2000]

.Power Authority of the State of New York

NOTICE OF OPINION NO. 255 AND ORDER

NOVELIBER 9, 1953.

Notice is hereby given that on July 15, 1953, the Federal Power Commission issued its opinion and order adopted July 10, 1953, issuing license for major project in the above-entitled matter.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 53-9614; Filed, Nov. 13, 1953; 8:51 a. m.]

### GENERAL SERVICES ADMIN-ISTRATION

POSTMASTER GENERAL, POST OFFICE DEPARTMENT

DELEGATION OF AUTHORITY WITH RESPECT TO MAINTENANCE, OPERATION, PROTEC-TION, MANAGEMENT, AND DISPOSAL OF POST OFFICE SITES AND ADDITIONS THERE-TO

1. Pursuant to the authority vested in me by the provisions of the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, hereinafter called the act, I hereby delegate to the Postmaster General the authority vested in me for the maintenance, operation, protection, and management of sites or additions to sites acquired pursuant to the provisions of the act of May 25, 1926, 44 Stat. 630, as amended, and the act of June 16, 1949, 63 Stat. 176, heretofore or hereafter transferred and assigned to the Post Office Department including authority vested in me by the provisions of the third paragraph of section 5 (exclusive of the last proviso) of the act of May 25, 1926, 44 Stat. 630, as amended by the act of June 16, 1949, 63 Stat. 199 (40 U.S. C. 345)

2. Pursuant to the authority vested in me by the act, I hereby further authorize the Postmaster General to determine whether such sites are required for the needs and responsibilities of Federal agencies and, should the property be determined to be surplus to the needs of the Government, to dispose of such sites by sale, exchange, lease, permit or transfer, for cash, credit or other property, as the interest of the Government may require.

3. Prior to such termination and disposal of the sites, the Postmaster General shall take such steps as may be appropriate to determine whether any Federal agency has need therefor, and, if so, shall transfer the sites to such agency upon such terms as to reimbursement as may be prescribed in accordance with the provisions of section 202 (a) of the act, as amended.

4. In the event that disposal of any or all of the particular sites will be accomplished by negotiation, the Postmaster General shall submit to the appropriate committees of Congress an explanatory statement of the type required by section 203 (e) of the act, as amended by section 1 (i) of Public Law 522, 82d Congress, at least thirty (30) days prior to the consummation of the negotiated sale. A

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copy of such statement shall be provided this Administration.

5. The authority conferred by sections 2 and 3 hereof shall be exercised in accordance with the act and regulations of this Administration issued pursuant thereto.

6. The authority delegated herein may be redelegated to any officer or employee of the Post Office Department.

7. This delegation of authority shall be effective as of September 17, 1953.

Dated: November 6, 1953.

EDMUND F. MANSURE,
Administrator

[F. R. Doc. 53-9596; Filed, Nov. 13, 1953; 8:47 a. m.]

### FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 10413]

KENEDY BROADCASTING CO., LTD.

ORDER CONTINUING HEARING

In re application of Kenedý Broadcasting Company, Ltd., Kenedy, Texas, Docket No. 10413, File No. BP-8578; for AM construction permit.

It appearing, that there was filed in behalf of the above applicant on November 5, 1953, a petition to reconsider and grant its application without hearing, and that such hearing is presently scheduled for November 9, 1953:

It is ordered, This 6th day of November 1953, on the Commission's own motion, that the hearing herein is continued indefinitely.

Federal Communications
Commission,

[SEAL]

WM. P MASSING,
Acting Secretary.

[F. R. Doc. 53-9629; Filed, Nov. 13, 1953; 8:53 a. m.]

[Docket Nos. 10657, 10658]

SOUTH JERSEY BROADCASTING CO. AND PATRICK JOSEPH STATION

NOTICE CONTINUING HEARING

In re applications of South Jersey Broadcasting Company, Camden, New Jersey, Docket No. 10657, File No. BPCT-1522; Patrick Joseph Station, Philadelphia, Pennsylvania, Docket No. 10658, File No. BPCT-1674, for construction permits for new commercial television stations.

Hearing in the above-entitled proceedings is continued on the Examiner's own motion from 10:00 a.m., November 9, 1953, to 10:00 a.m., November 30, 1953.

Dated: November 6, 1953.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL]

Wm. P Massing, Acting Secretary.

[F. R. Doc. 53-9630; Filed, Nov. 13, 1953; 8:53 a. m.]

[Docket Nos. 10660, 10661]

BOOTH RADIO & TELEVISION STATIONS, INC., AND WOODWARD BROADCASTING CO.

ORDER RE ISSUES ,

In re applications of Booth Radio & Television Stations, Inc., Detroit, Michigan, Docket No. 10660, File No. BPCT-724; Woodward Broadcasting Company, Detroit, Michigan, Docket No. 10661, File No. BPCT-1418; for construction permits for new television stations.

At a session of the Federal Communcations Commission held at its offices in Washington, D. C., on the 5th day of November 1953;

The Commission having under consideration a Petition for Declaratory Ruling or for Alternative Relief filed by Woodward Broadcasting Company on October 21, 1953, and a reply filed in opposition thereto by Booth Radio & Television Stations, Inc., on October 30, 1953:

It appearing, that, contrary to the view urged by petitioner, the Commission's ruling of October 1, 1953, in South Central Broadcasting Corporation et al., 9 Pike & Fischer RR 1035, does not constitute a general authorization to Hearing Examiners in similar cases to enlarge specified hearing issues to determine whether the funds available to applicants will give reasonable assurances that the proposals set forth in the applications will be effectuated; and

It further appearing, that, following our ruling in South Central Broadcasting supra, the order of designation in the instant proceeding should be modified authorizing the Examiner, upon sufficient allegations of supporting facts, to enlarge the hearing issues to determine whether the funds available to Booth Radio & Television will give reasonable assurance that the proposals set forth in its application will be effectuated; and

It further appearing, that there is now pending before the Examiner herein a request by petitioner that the parties be required to exchange additional financial data relating to the question of ability to effectuate applicant's proposals; that under the Commission's hearing procedures Examiners possess the authority to require parties to exchange additional information to assure that statements of points of difference may be recited with reasonable specificity and that, therefore, petitioner's request that we mstruct the Examiner to require the exchange of such additional data is premature:

It is ordered, That the issues specified in this proceeding may be enlarged by the Examiner, upon sufficient allegations of fact made in support of said enlargement, by the addition of the following issue: To determine whether the funds available to Booth Radio & Television Stations, Inc., will give reasonable assurance that the proposals set forth in its application will be effectuated.

It is further ordered, That in all other respects the petition of Woodward Broadcasting Company is denied.

Released: November 10, 1953.

FEDERAL COMMUNICATIONS COMMISSION, WM. P MASSING,

[SEAL] WM. P MASSING,
Acting Secretary.

[F. R. Doc. 53-9631; Filed, Nov. 13, 1953; 8:53 a. m.]

[Docket Nos. 10672, 10673]

PERKINS BROTHERS CO. AND KCOM BROADCASTING CO.

ORDER DELETING ISSUES

In re applications of Ferkins Brothers Company, Sioux City, Iowa, Docket No. 10672, File No. BPCT-688; KCOM Broadcasting Company, Sioux City, Iowa, Docket No. 10673, File No. BPCT-864, for a construction permit for new television station.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 5th day of November 1953:

There being under consideration a Petition to Change Issues filed by Perkins Brothers Company on September 23, 1953; and

It appearing, that the petition of Perkins Brothers Company seeks to delete issues No. 1 and 2 of the Commission's order of September 2, 1953, for the reason that a petition for leave to amend petitioner's application covering the matters which it seeks to delete was granted by Order dated September 25, 1953; and

It further appearing, that issues Nos. 1 and 2 of the Commision's order of September 2, 1953, relating to the above-entitled matter, have now become moot;

It is ordered, That the Commission's order of September 2, 1953, is modified by the deletion of issues Nos. 1 and 2.

Released: November 10, 1953.

FEDERAL COMMUNICATIONS COMMISSION.

[SEAL] WM. P MASSING,
Acting Secretary.

[F. R. Doc. 53-9632; Filed, Nov. 13, 1953; 8:54 a. m.]

### DEPARTMENT OF COMMERCE

### Civil Aeronautics Administration

[Amdt. 29]

ORGANIZATION AND FUNCTIONS

AVIATION SAFETY DISTRICT OFFICE AT PITTSBURGH

In accordance with the public information requirements of the Administrative Procedure Act, the description of Organization and Functions of the Civil Aeronautics Administration is hereby amended. The purpose of this amendment is to publish a change in address

of the Aviation Safety District Office at Pittsburgh, Pennsylvania. Section 43 (h) (4) (ii) published on October 15, 1953, in 18 F. R. 6572, is amended to read:

Sec. 43. Regions 1-6. \* \* \* (h) Aviation Safety Division. (4) Aviation Safety District Of-

(ii) Locations and specialties. \* \* \*

OFFICE OF AVIATION SAFETY-REGION I-DISTRICT OFFICES

State	City		Location		Afailing ad	dress	Specialty
*	*	•		•	•		•
Pennsylvania.	Allentown	Allentown-	Bethlehe	m-Easton	Allentown-Bethlel	10m-Easton	(O)
	Harrisburg	Harrisburg Cumberla		port, New	Harrisburg State A		(G)
_	Pittsburgh	Room 303, A Greater Pi	dministra	tion Bldg.,	Room 303, Adminis Greater Pittsburg	tration Bldg	(O)
		Allegheny Dravosbu	County	Airport,	Allegheny County Dravosburg, Pa.	y Airport,	(O)
	Williamsport.	Lycoming	Division,	Aviation	P. O. Box 928		(F)
•	*	Corp.	•	•		•	•

This amendment shall become effective on November 15, 1953.

[SEAL]

F. B. LEE, Administrator of Civil Aeronautics.

[F. R. Doc. 53-9668; Filed, Nov. 13, 1953; 8:57 a. m.]

### SECURITIES AND EXCHANGE COMMISSION

[File No. 70-3139]

STANDARD POWER AND LIGHT CORP.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

NOVEMBER 9, 1953.

Standard Power and Light Corporation ("Standard Power") a registered holding company, having filed a declaration and amendments thereto, pursuant to section 12 of the Public Utility Holding Company Act of 1935 ("act") and Rules U-44 and U-46 thereunder, regarding its proposals (a) to pay a dividend of 25 cents per share out of capital surplus, to the holders of its outstanding 1,320,000 shares of Common Stock and 110,000 shares of Common Stock, Series B, and (b) to sell from 10,000 to 15,000 shares of the 290,000 shares of common stock of Duquesne Light Company held by Standard Power; and

A public hearing having been held after appropriate notice and the Commission having this day issued its findings and opinion herein;

Standard Power having requested that the Commission's order herein become effective forthwith and the Commission deeming it appropriate to grant such

request: It is ordered, Pursuant to the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration, as amended, be, and the same hereby is, permitted to become effective forthwith, subject to the following additional terms and conditions and reservations of jurisdiction:

- 1. That Standard Power shall accompany the dividend checks with a statement to the effect
- a. That the Commission's action in permitting the declaration to become effective is not to be construed as a determination by the Commission that such dividend payment is or is not taxable to the recipients pursuant to the pro-

visions of the Internal Revenue Code;

- b. That Standard Power filed a dec-Iaration with the Commission pursuant to section 12 of the act and Rule U-46 thereunder and the Commission permitted the declaration to become effective without determining whether the payment is being made out of capital or unearned surplus.
- 2. That the proposed sale of the common stock of Duquesne Light Company by Standard Power shall not be consummated until the results of negotiation by Standard Power for such sale shall have been made a matter of record herein and a further order shall have been entered by the Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate.

3. That jurisdiction be, and it hereby is, specifically reserved to determine and pass upon, in this or any other appropriate proceeding:

- a. The reasonableness of all counsel fees and expenses incurred or to be incurred in connection with the proposed transactions.
- b. The accounting entries with respect to the proposed transactions.
- c. The extent, if any, to which Standard Power may be liable to H. M. Byllesby and Company by reason of the payment of the dividend proposed herein.

By the Commission.

ORVAL L. DuBois, Secretary.

[F. R. Doc. 53-9598; Filed, Nov. 13, 1953; 8:47 a. m.]

### INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 28629]

FERTILIZERS FROM LUMBERTON, N. C., TO OFFICIAL AND ILLINOIS TERRITORIES

APPLICATION FOR RELIEF

NOVEMBER 10, 1953.

The Commission is in receipt of the above-entitled and numbered applica-

tion for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by R. E. Boyle, Jr., Agent, for carriers parties to schedule listed below. Commodities involved: Fertilizer and

fertilizer materials, carloads. From: Lumberton, N. C.

To: Official and Illinois territories. Grounds for relief: Rail competition, circuity, market competition, grouping, and additional origin.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1366, supp. 14.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W. LAIRD. Secretary.

[F. R. Doc. 53-9618; Filed, Nov. 13, 1953; 8:52 a. m.]

[4th Sec. Application 28630]

PHOSPHATE ROCK FROM FLORIDA TO THE SOUTHWEST

APPLICATION FOR RELIEF

NOVEMBER 10, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by. R. E. Boyle, Jr., Agent, for carriers parties to schedules, listed below. Commodities involved: Phosphate

rock, carloads.

From: Bartow, Fla. and points in Florida taking same rates.

To: Points in Arkansas, Louisiana, Oklahoma, and Texas.

Grounds for relief: Rail competition, circuity, market competition, grouping, and to apply rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: Atlantic Coast Line Railroad Company tariff I. C. C. No. B-3232, supp. 91. Seaboard Air Line Railroad Company tariff I. C. C. No. A-8153, supp. 85.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the C-rimission, Rule 73, persons other ...... applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W LAIRD, Secretary.

[F. R. Doc. 53-9619; Filed, Nov. 13, 1953; 8:52 a. m.]

[4th Sec. Application 28634]

SUPERPHOSPHATE FROM SOUTHERN TERRI-TORY TO ARMOUR, IOWA

APPLICATION FOR RELIEF.

NOVEMBER 10, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by R. E. Boyle, Jr. Agent, for carriers parties to schedule listed below.

Commodities involved: Superphosphate (acid phosphate) other than ammoniated or defluorinated, carloads.

From: Points in southern territory. To: Armour, Iowa.

Grounds for relief: Rail competition. circuitous routes, and to maintain group-

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1286, supp. 20.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, m its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W LAIRD. Secretary.

[F. R. Doc, 53-9623; Filed, Nov. 13, 1953; 8:52 a. m.1

[4th Sec. Application 28635]

CEMENT FROM OKLAHOMA, MISSOURI AND KANSAS TO FLORIDA

APPLICATION FOR RELIEF

November 10, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provisions of section 4 (1) of the Interstate Commerce Act.

Filed by F C. Kratzmeir, Agent, for carriers parties to schedule listed below. Commodities involved: Cement and

related articles, carloads.

From: Dewey, Okla., Sugar Creek, Mo., Kansas City, Mo.-Kans., and points in Kansas.

To: Points in Florida.

Grounds for relief: Rail competition. circuity, grouping, and to apply rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates; F. C. Kratzmeir, Agent. I. C. C.

No. 4050, supp. 7.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

GEORGE W LAIRD. Secretary.

[F. R. Doc. 53-9624; Filed, Nov. 13, 1953; 8:52 a. m.]

[4th Sec. Application 28636]

BEVERAGE, PREPARATIONS FROM CHICAGO. ILL., TO TEXAS AND NEW MEXICO

APPLICATION FOR RELIEF

NOVEMBER 10, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by F C. Kratzmeir, Agent, for carriers parties to schedule listed below. Commodities involved: Beverage prep-

arations, dry, carloads. From: Chicago, Ill.

To: Abilene and Lubbock, Tex., and Albuquerque, N. Mex:

Grounds for relief: Competition with rail carriers, circuitous routes, and to apply rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: F C. Kratzmeir, Agent, I. C. C. No. 3912, supp. 217.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission. in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emer-gency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W. LAIRD, Secretary.

[F. R. Doc. 53-9625; Filed, Nov. 13, 1953; 8:53 a. m.]

[4th Sec. Application 28637]

TALL OIL FROM LOUISIANA, ARKANSAS AND TEXAS TO GREENVILLE, MISS.

APPLICATION FOR RELIEF

**NOVEMBER 10. 1953.** 

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-shorthaul provision of section 4 (1) of the Interstate Commerce Act.

Filed by F C. Kratzmeir, Agent, for carriers parties to schedules listed below.

Commodities involved: Tall oil, crude, in barrels, carloads and in tank-car loads. From: Points in Louisiana, Arkansas, and Texas.

To: Greenville, Miss.

Grounds for relief: Rail competition, circuity, and to apply rates constructed on the basis of short line distance formula, and additional destination.

Schedules filed containing proposed rates: F C. Kratzmeir, Agent, I. C. C. No. 3967, supp. 283; F C. Kratzmeir, Agent, I. C. C. No. 3908, supp. 165; F C. Kratzmeir, Agent, I. C. C. No. 3906, supp. 194.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD, Secretary.

[F. R. Doc. 53-9626; Filed, Nov. 19, 1959; 8:53 a. m.]